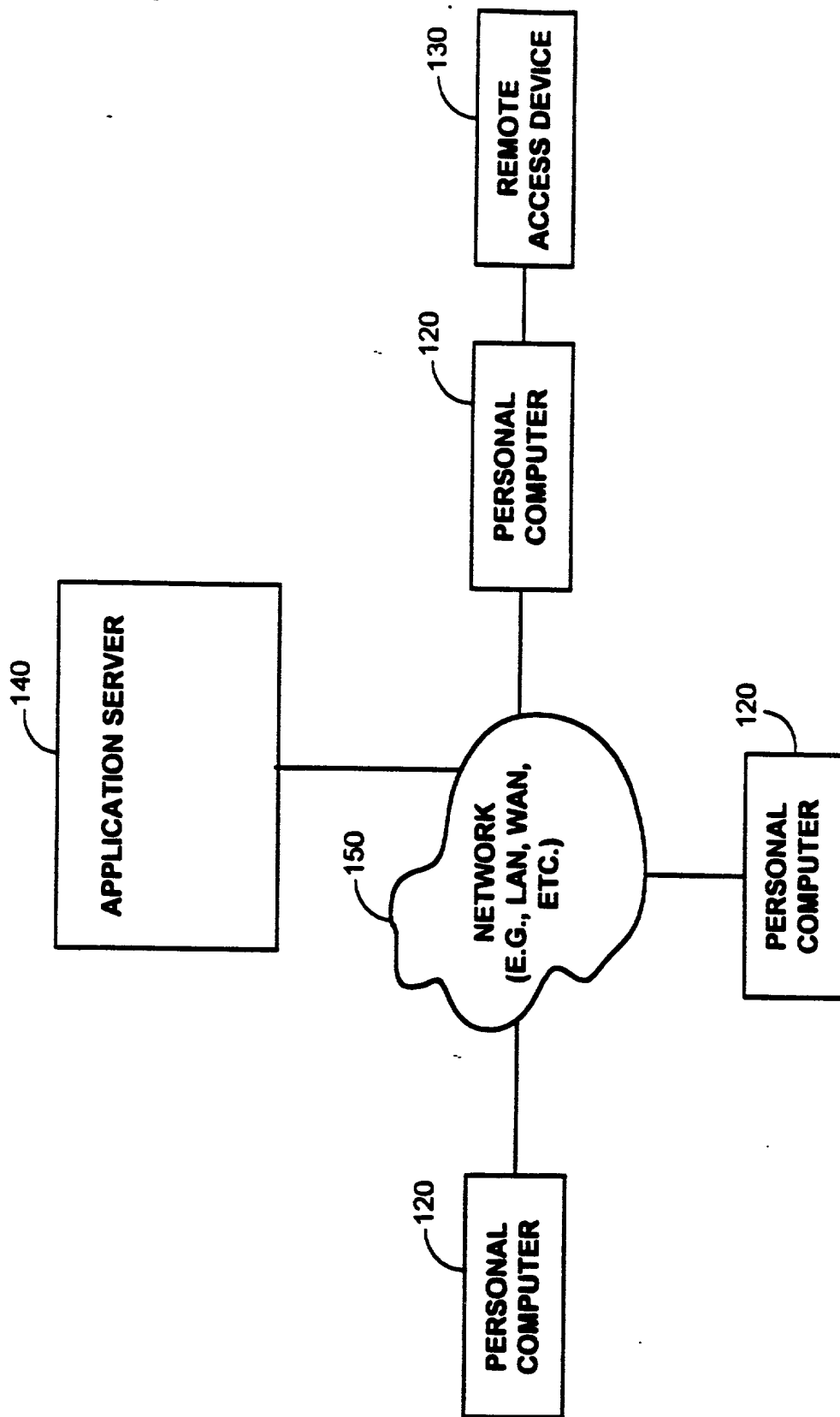


FIG. 1



**FIG. 2**

115

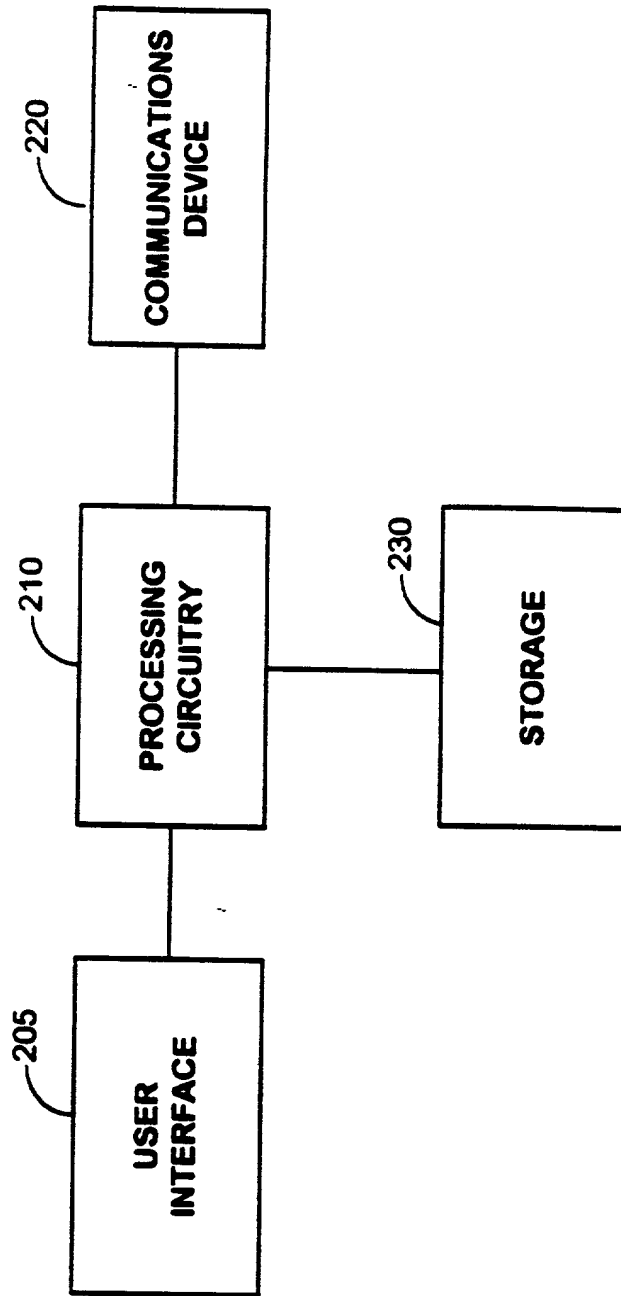
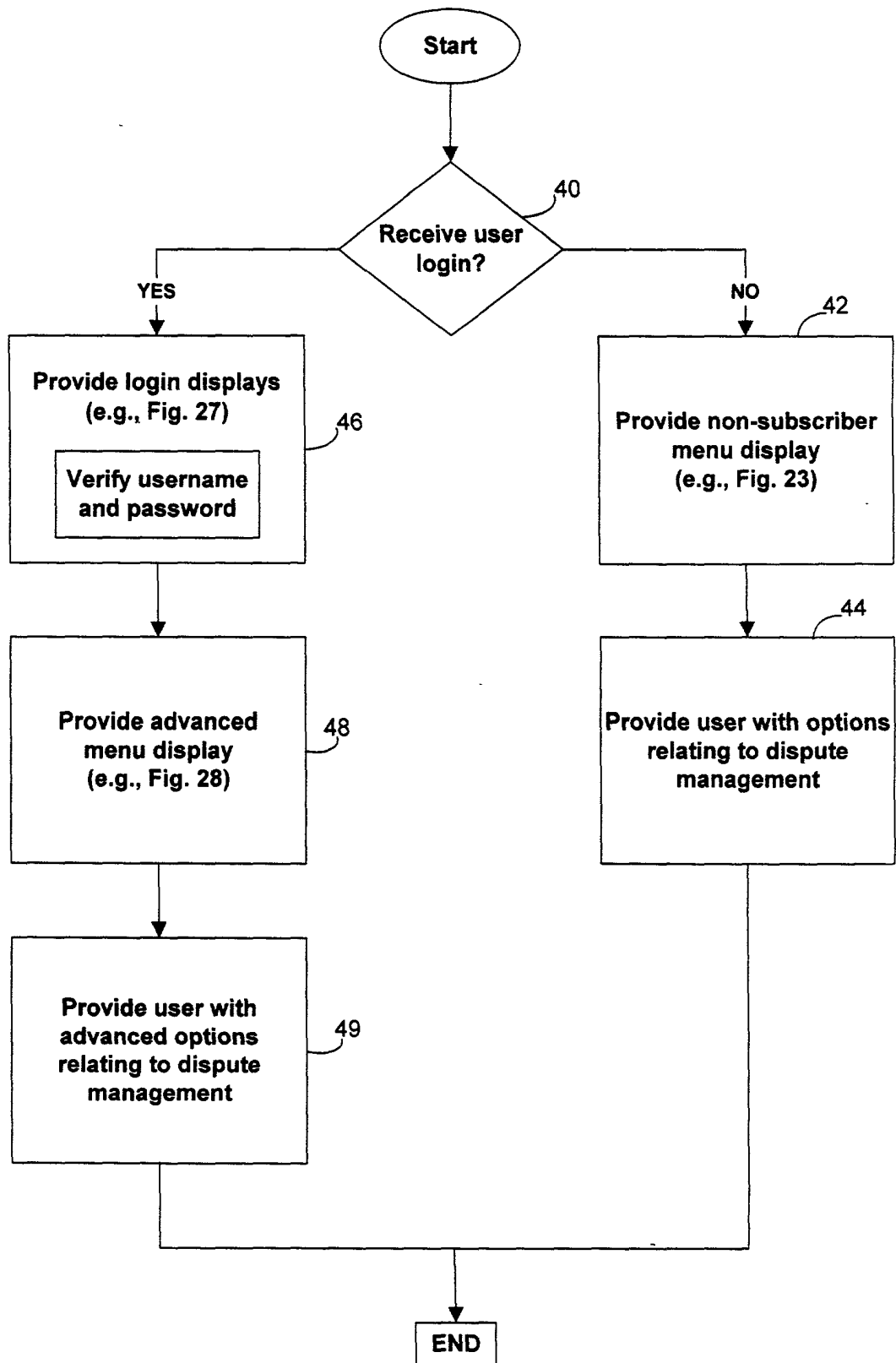


FIG. 3



**FIG. 4**

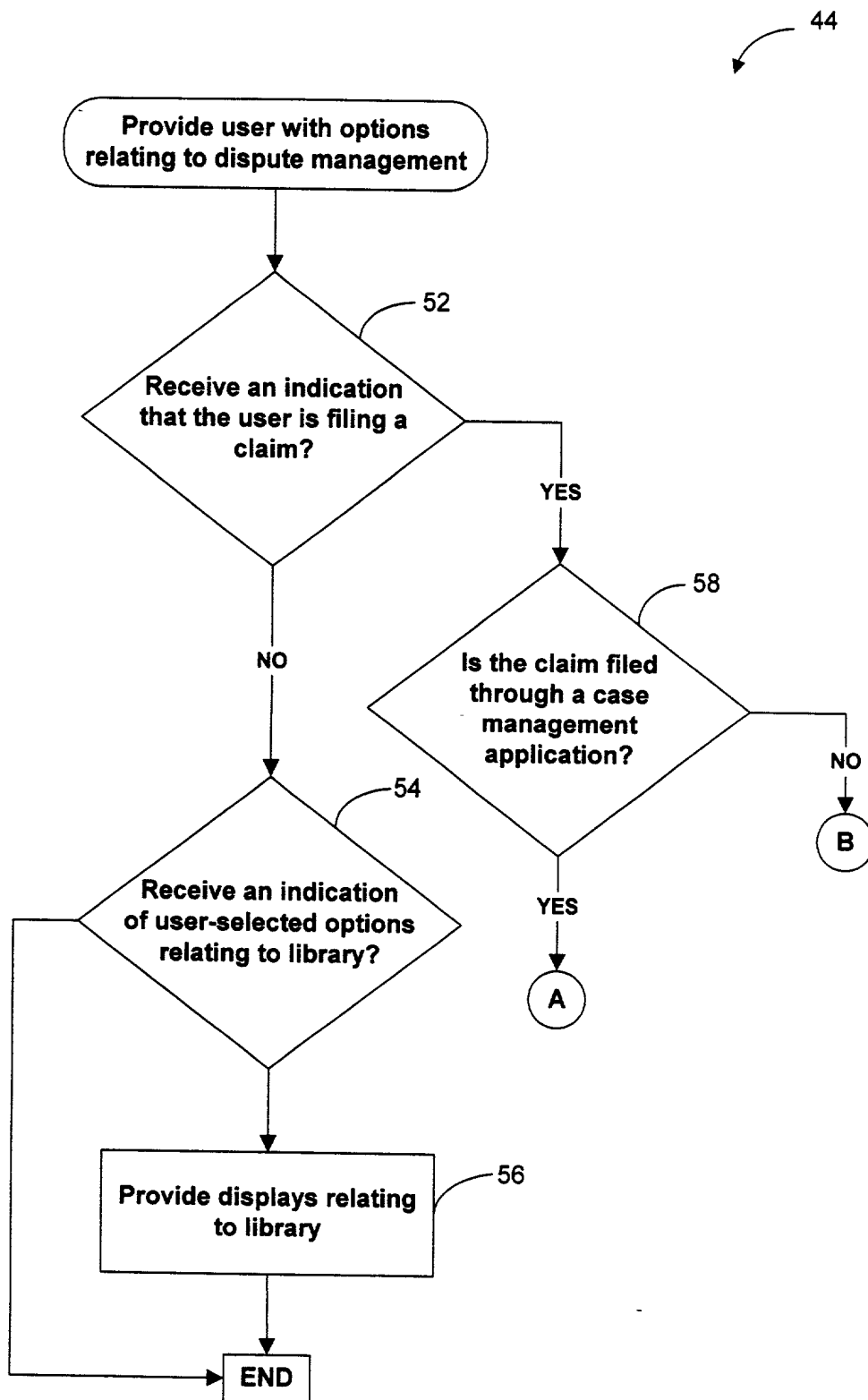
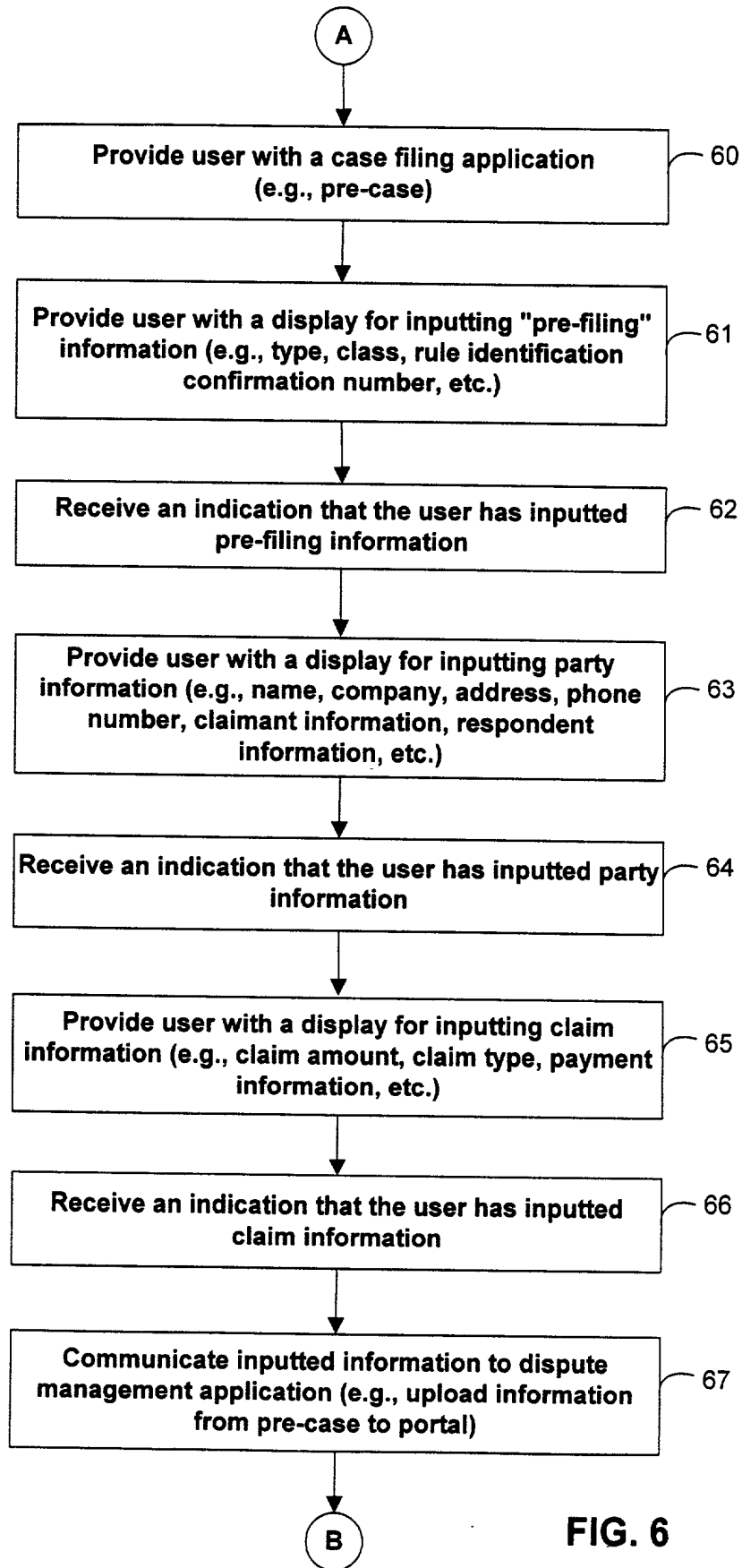
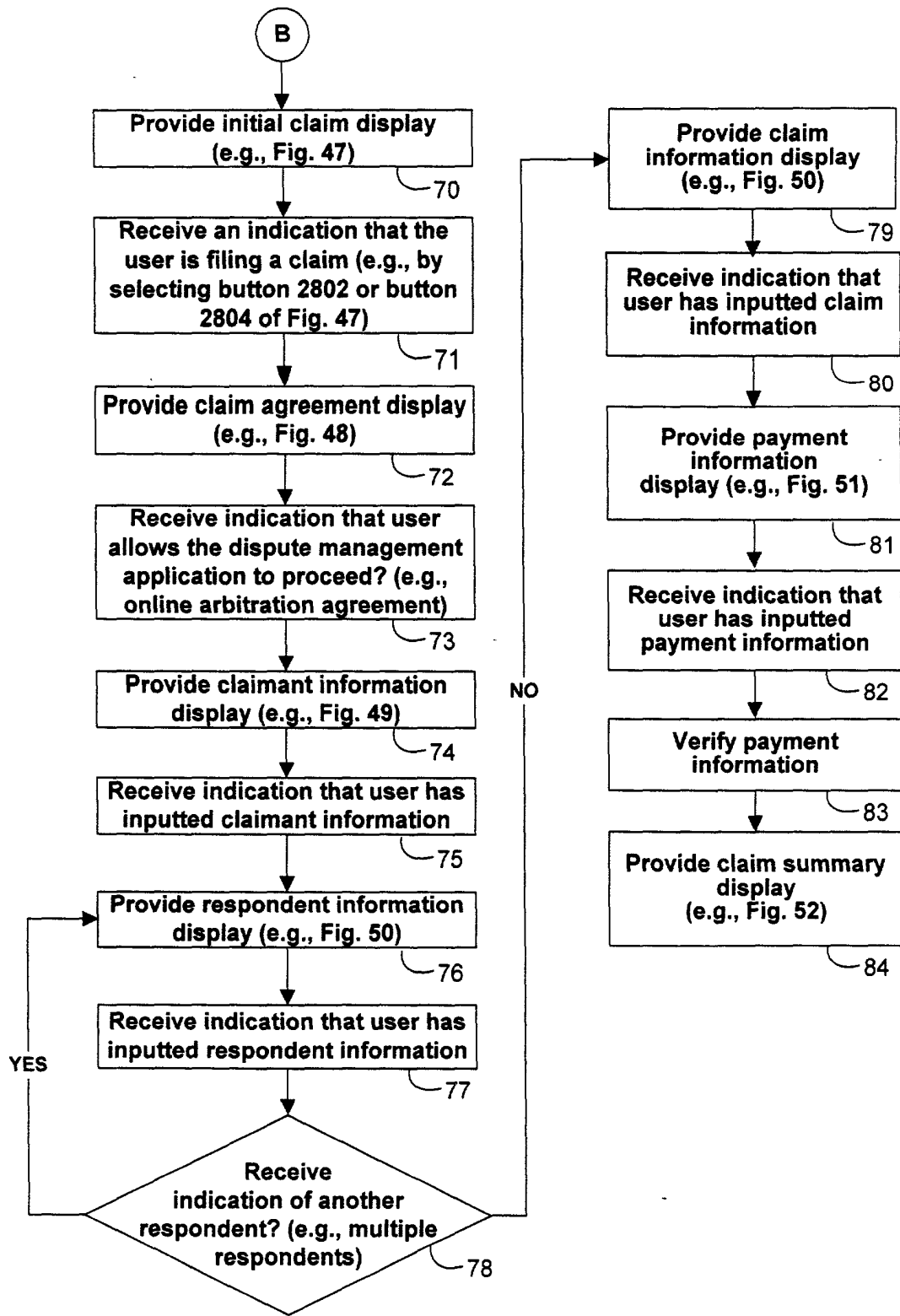


FIG. 5



**FIG. 6**



**FIG. 7**

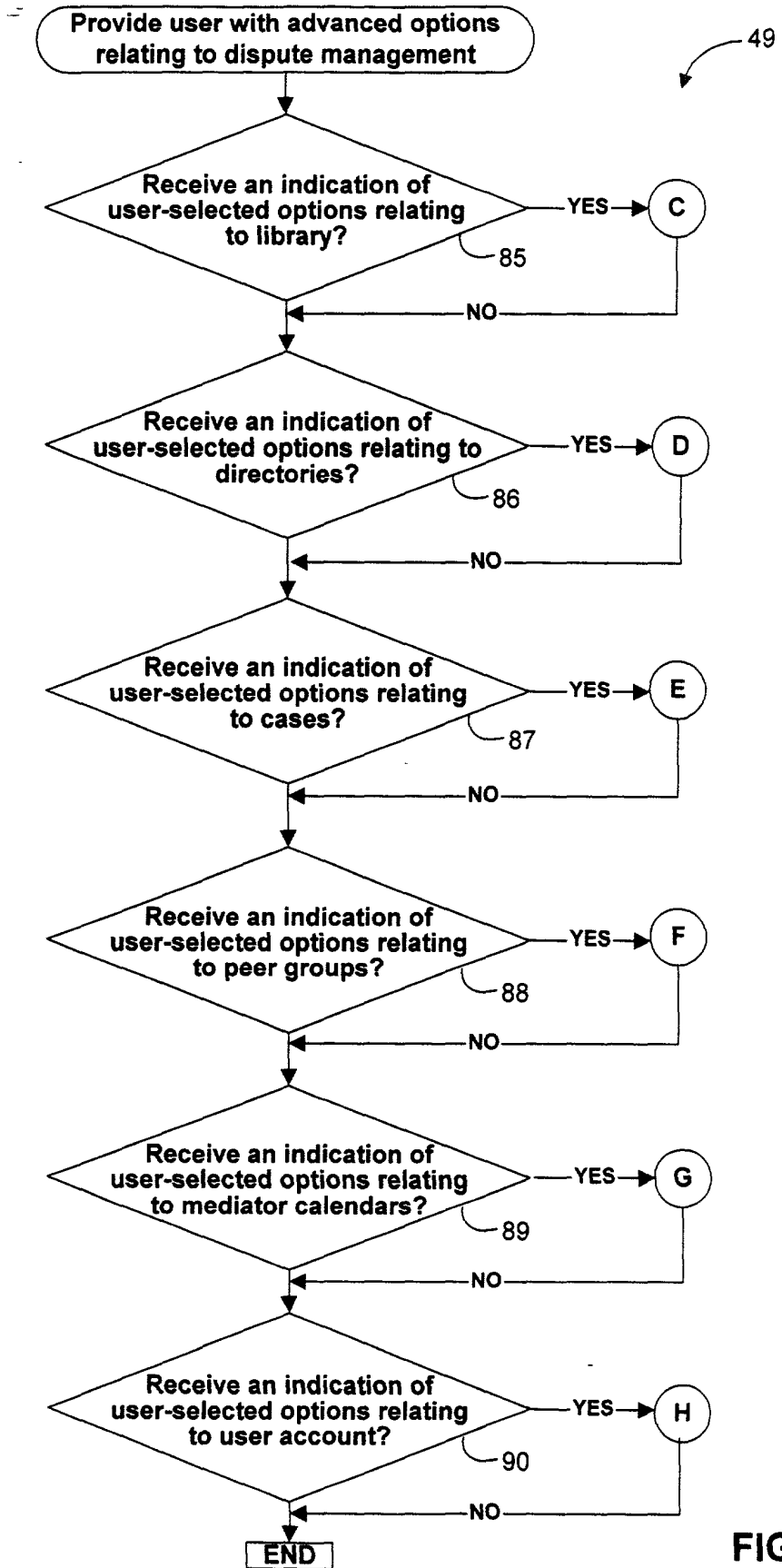


FIG. 8



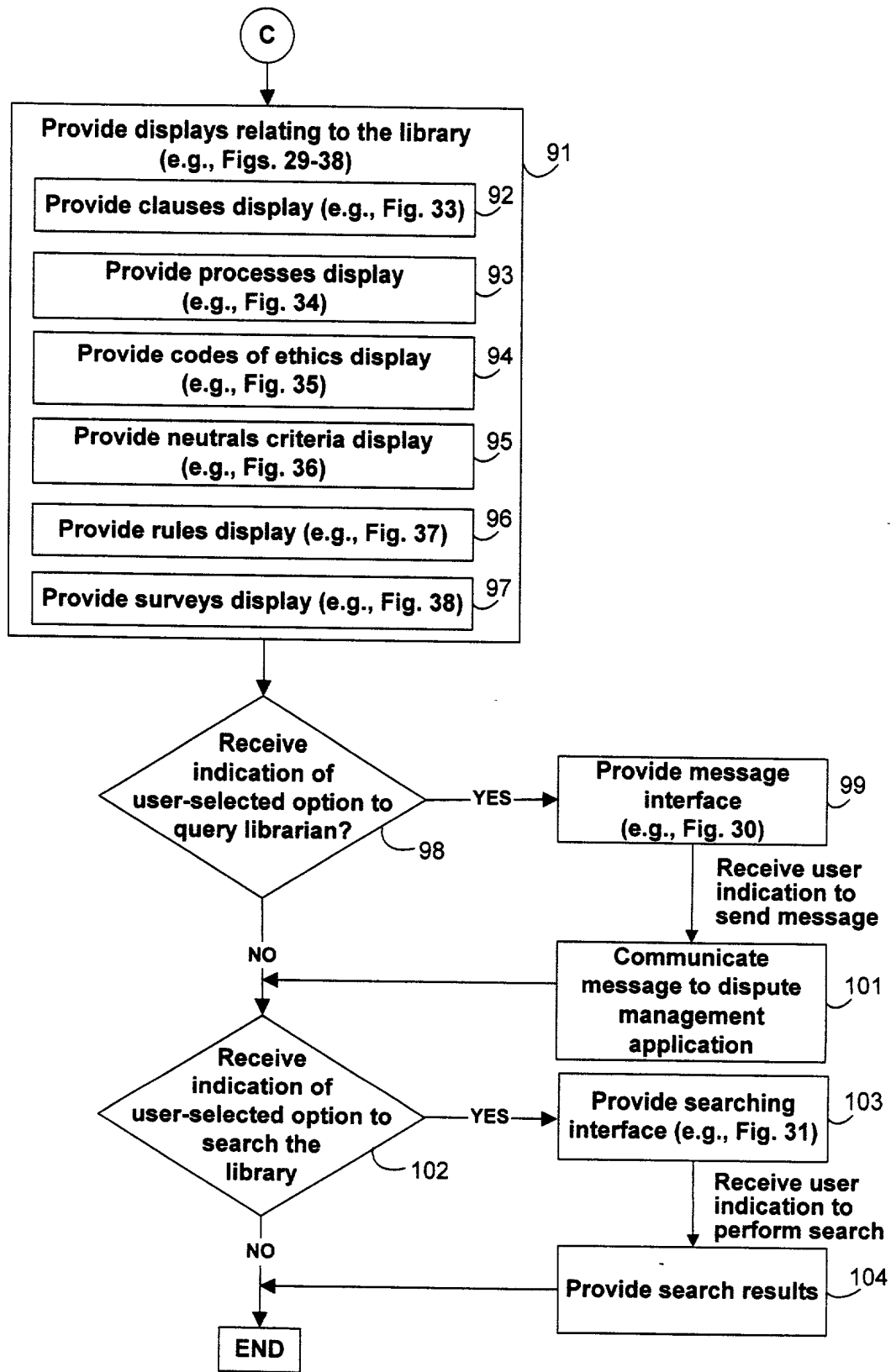


FIG. 9

TOP SECRET

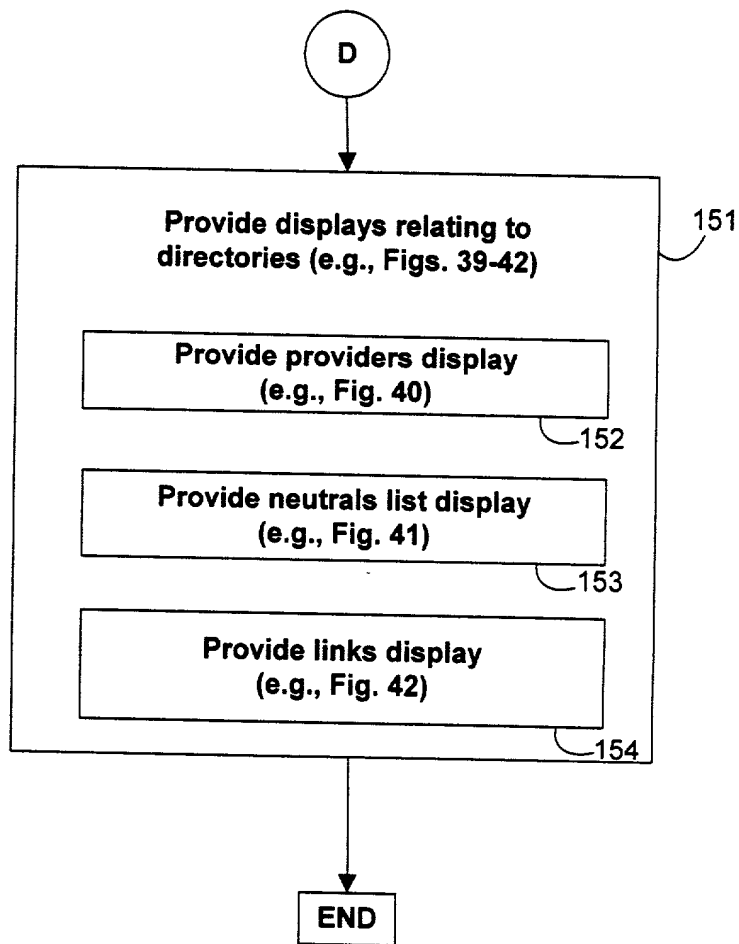


FIG. 10

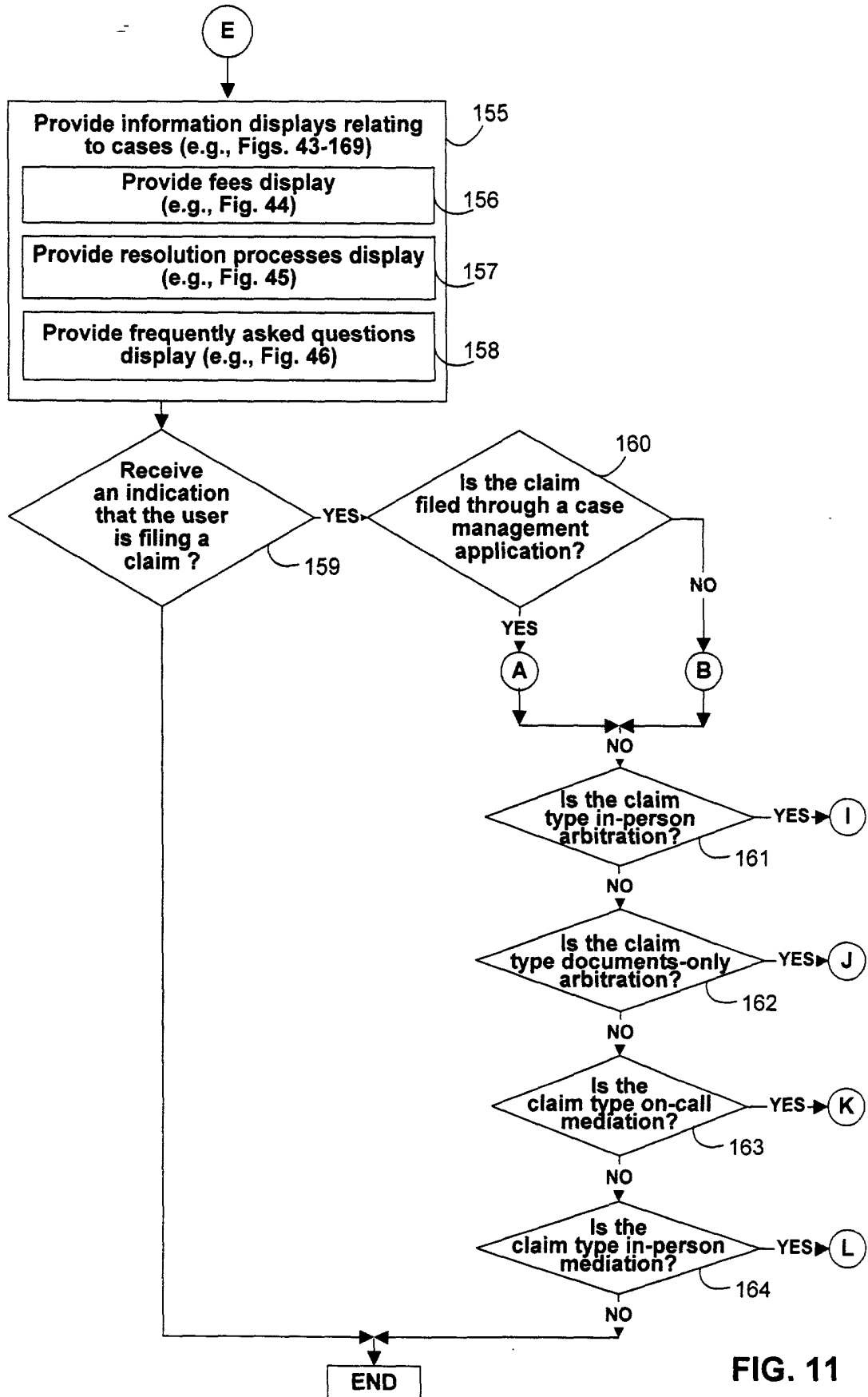
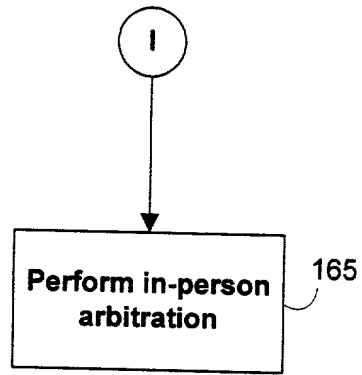
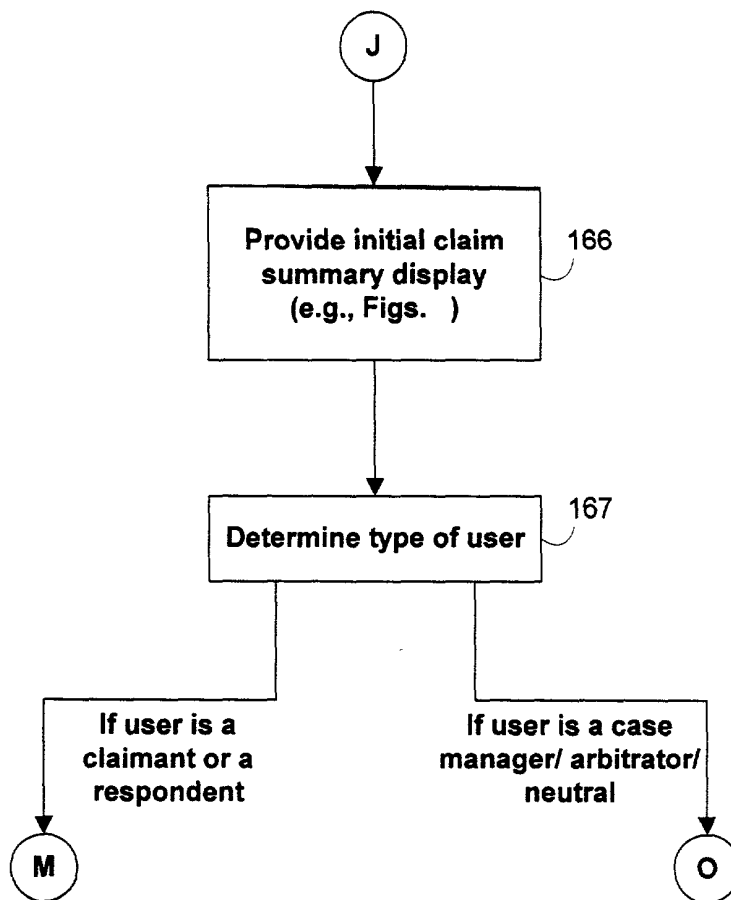


FIG. 11

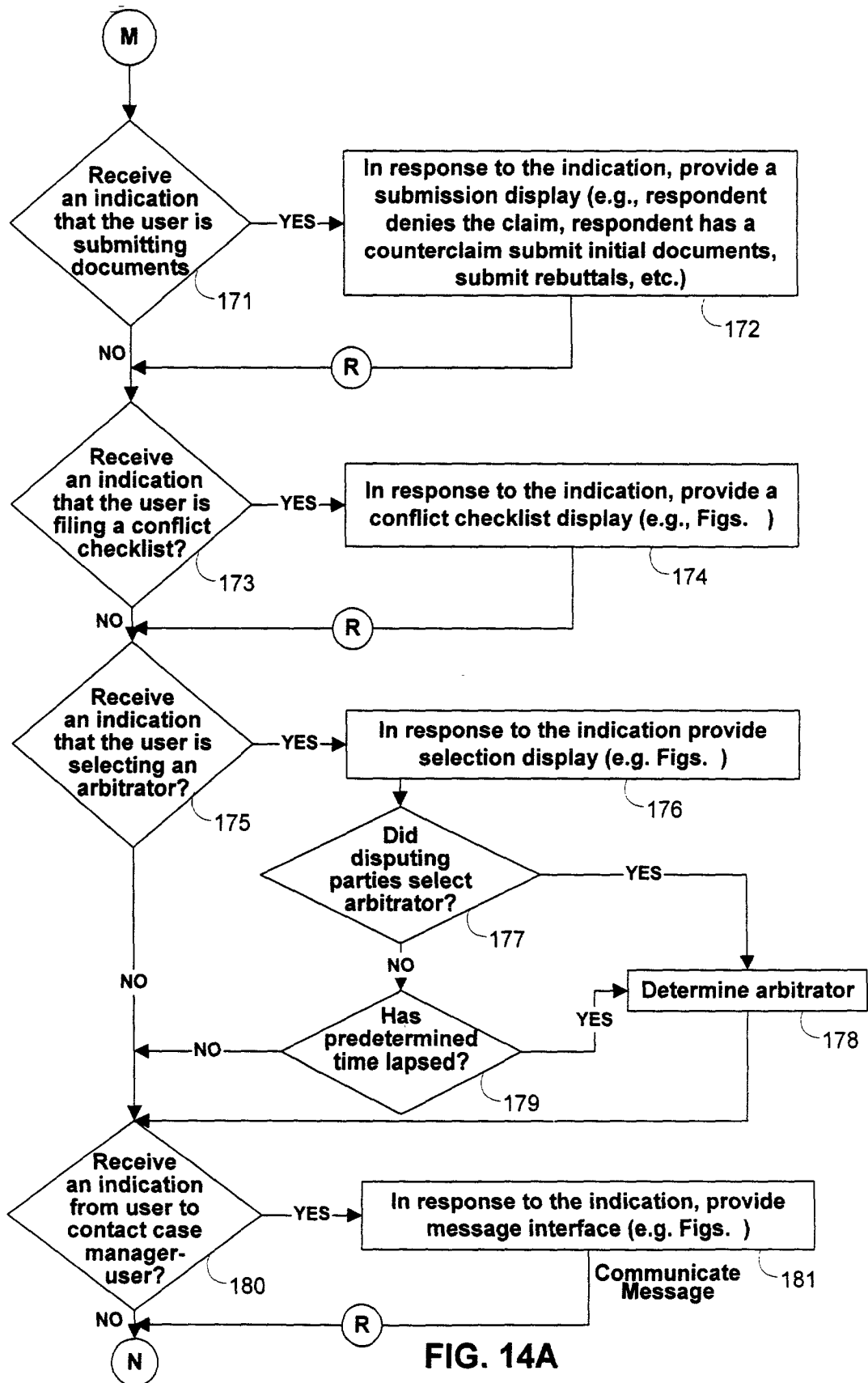


**FIG. 12**

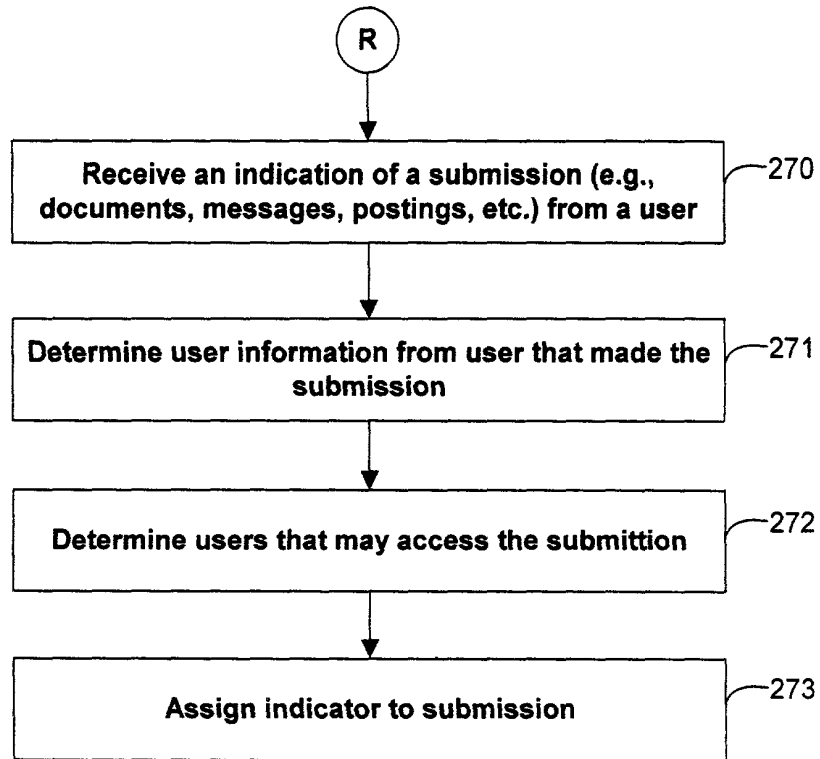
"documents - only arbitration"



**FIG. 13**



**FIG. 14A**



**FIG. 14B**

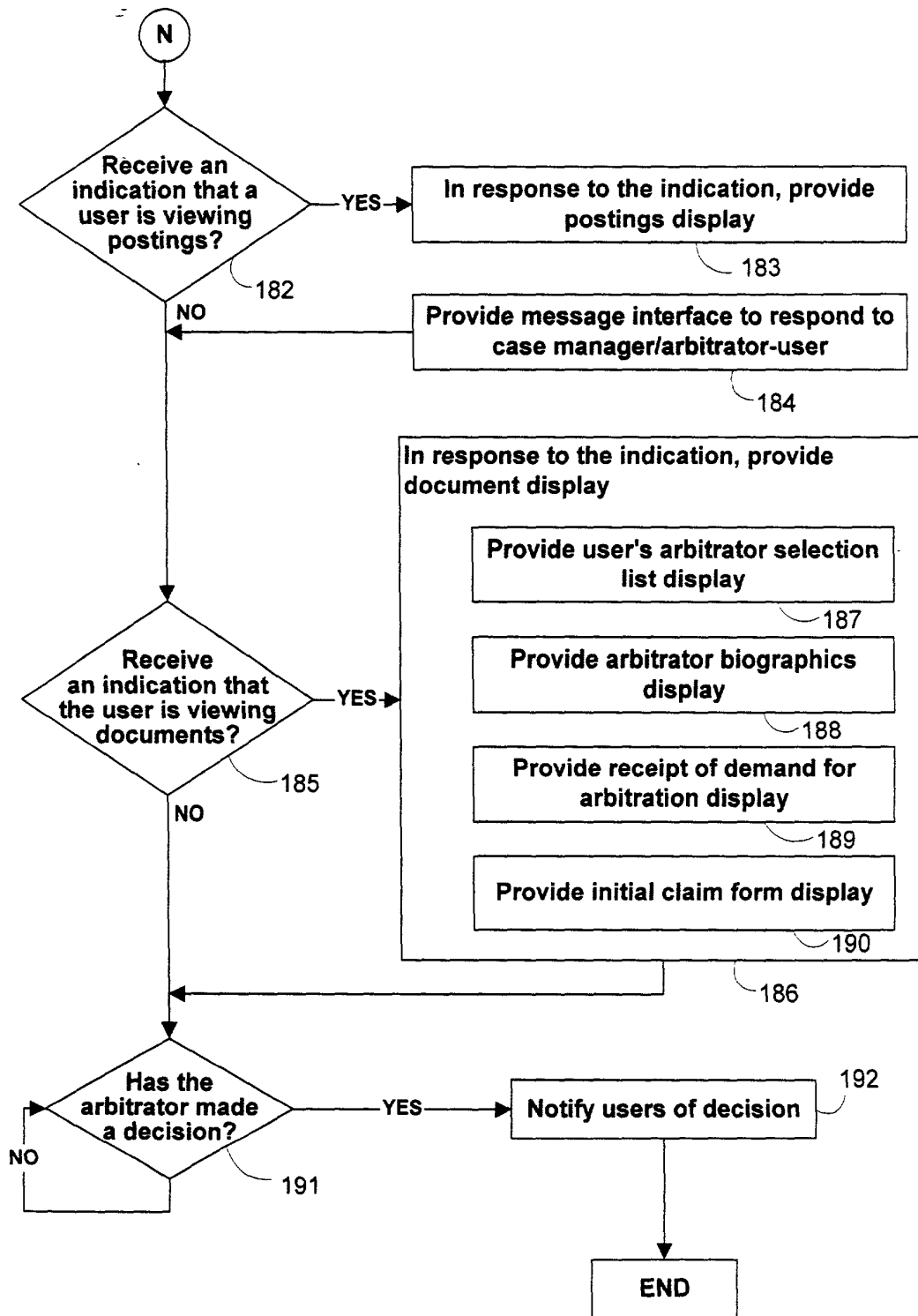


FIG. 14C



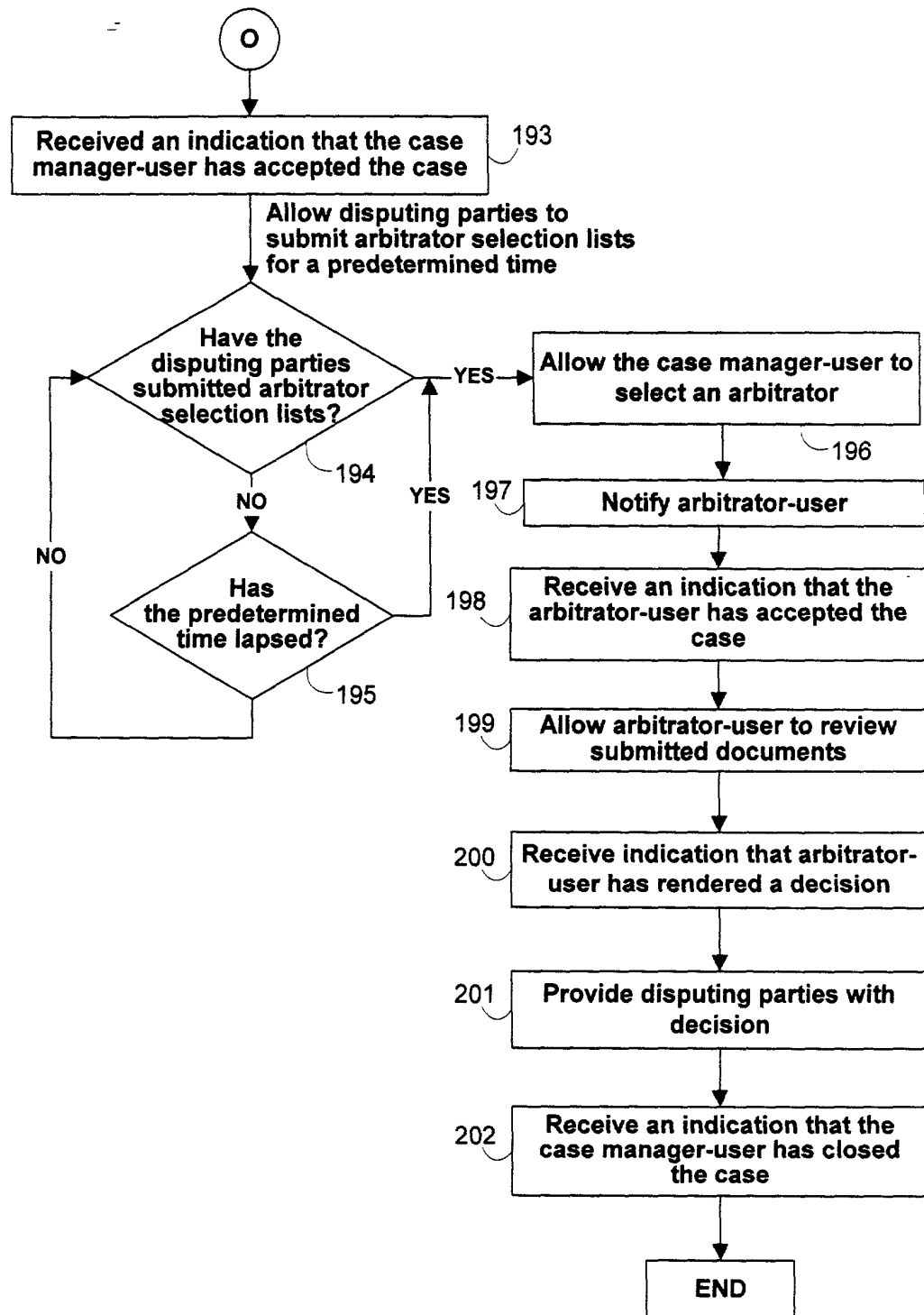


FIG. 14D

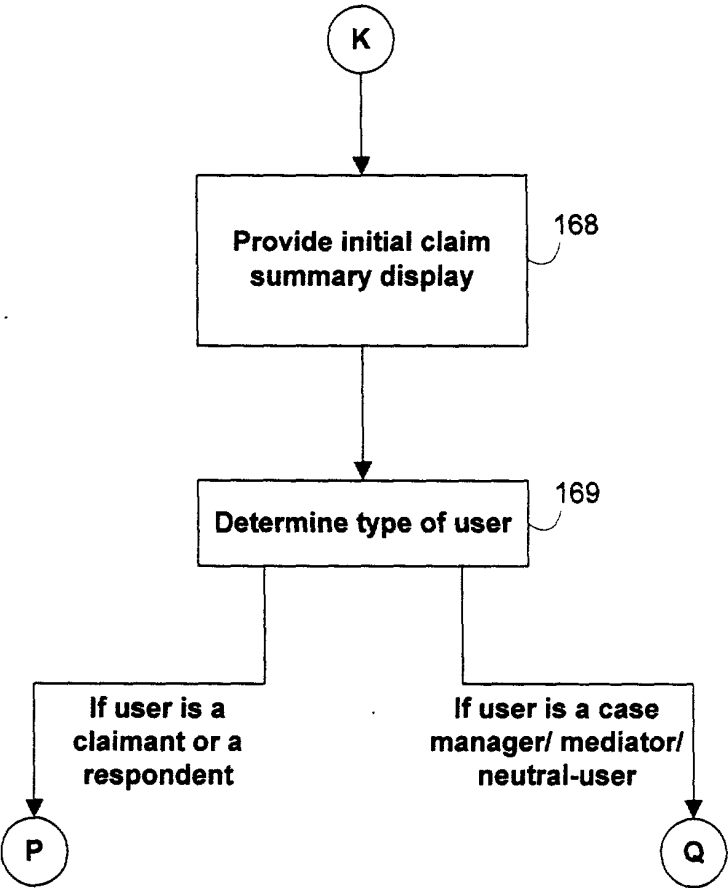


FIG. 15A

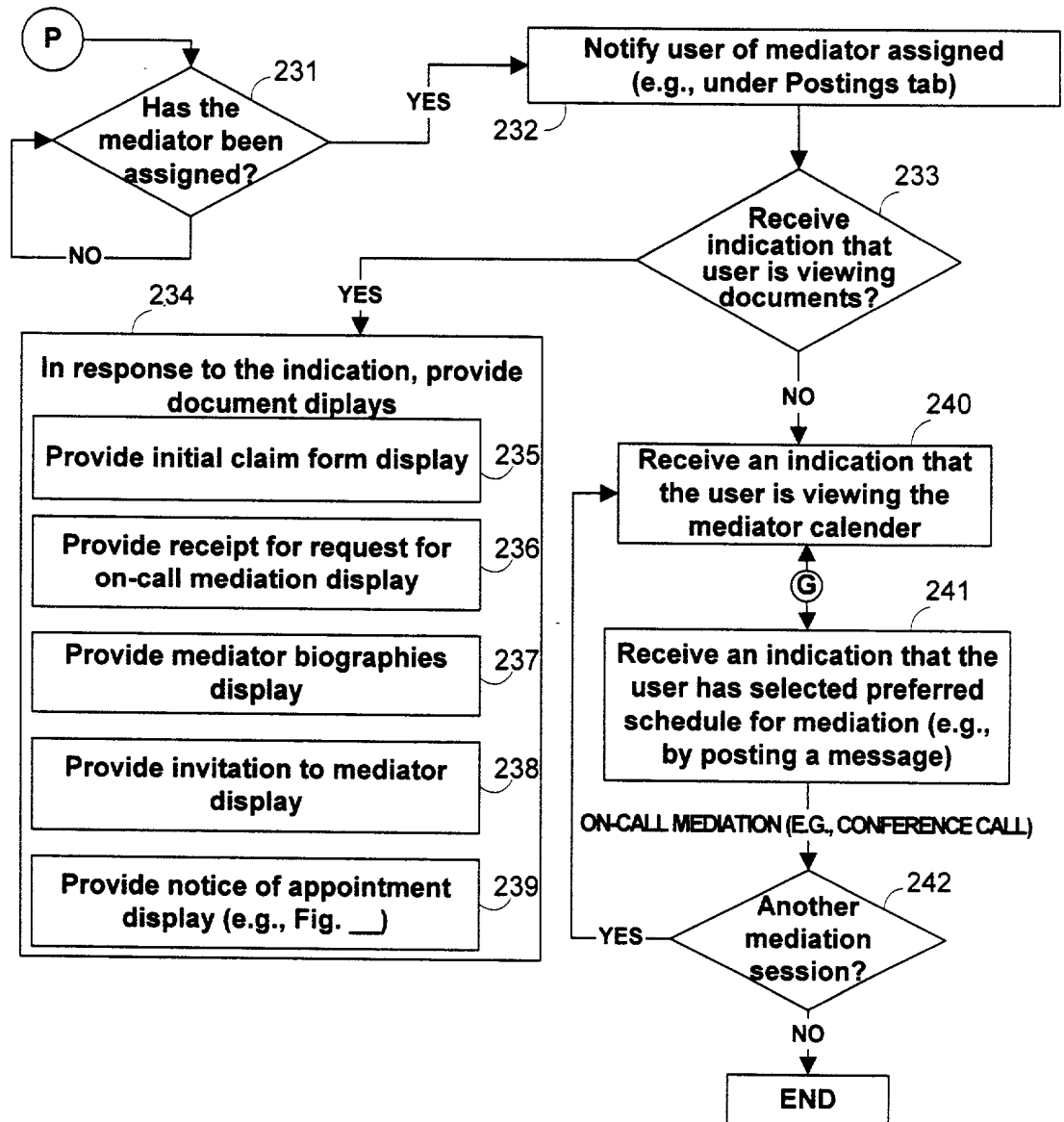


FIG. 15B

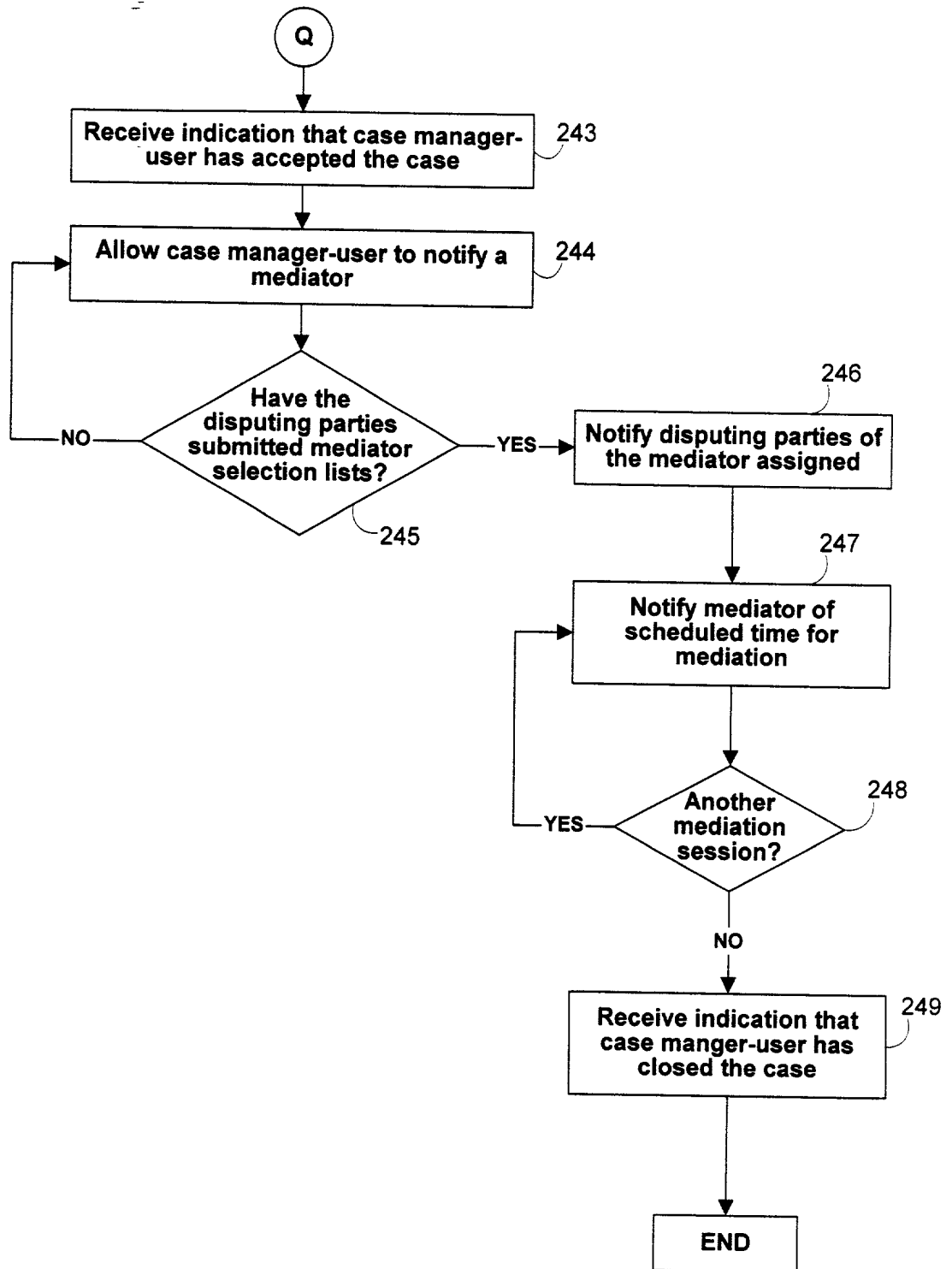
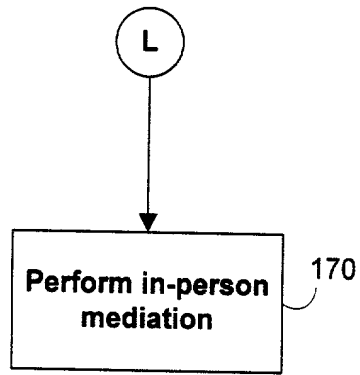


FIG. 15C



**FIG. 16**

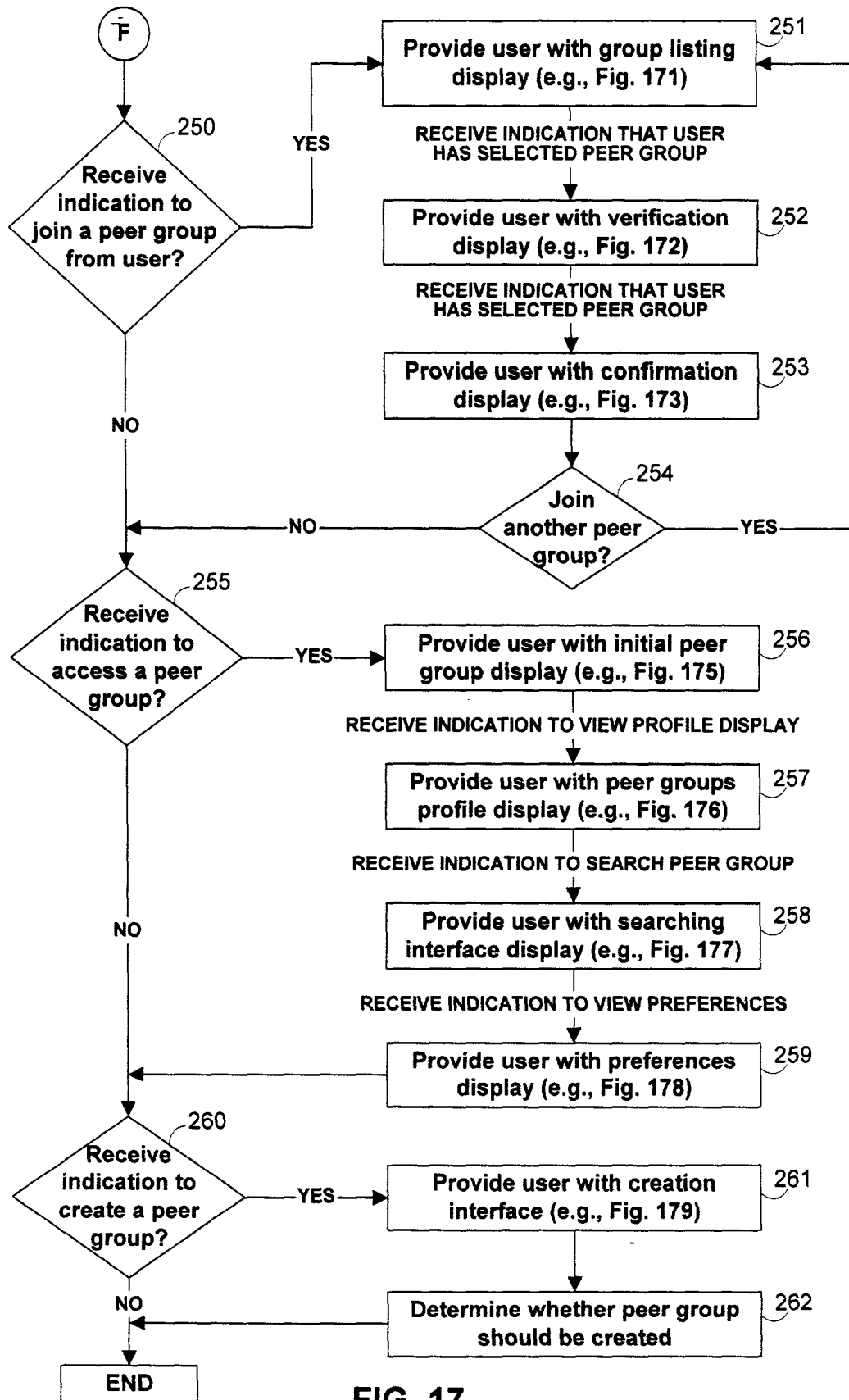
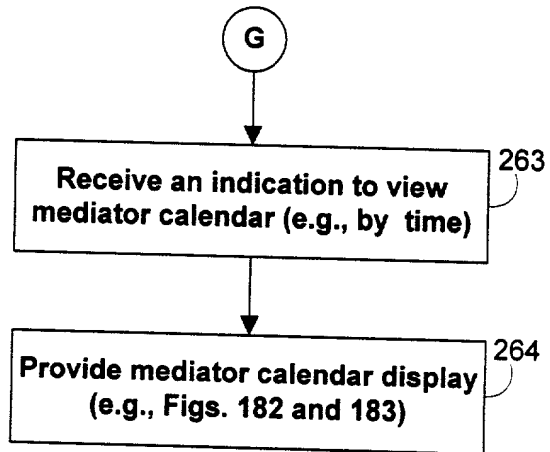
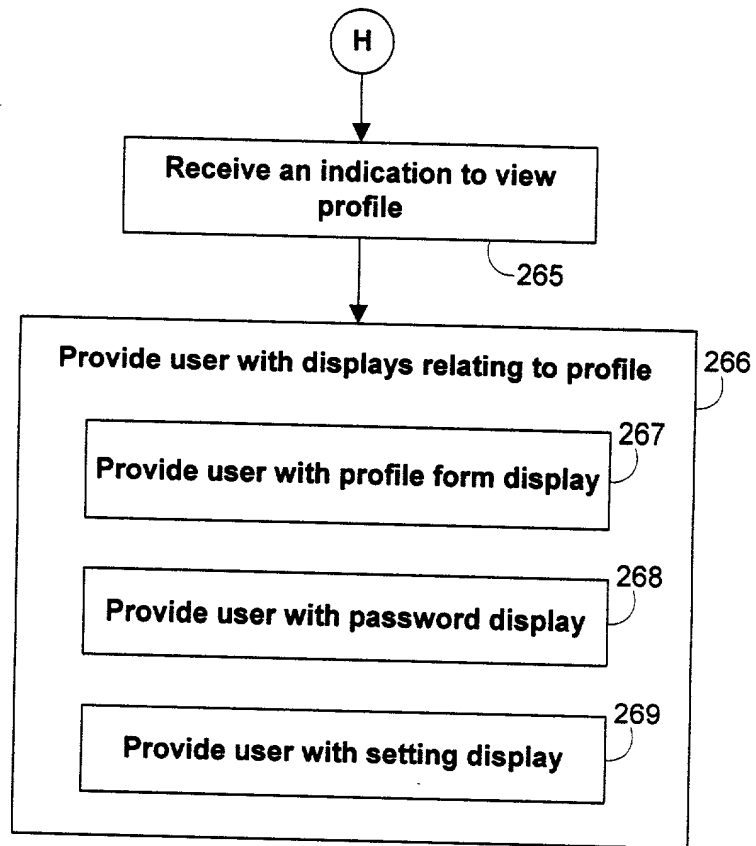


FIG. 17

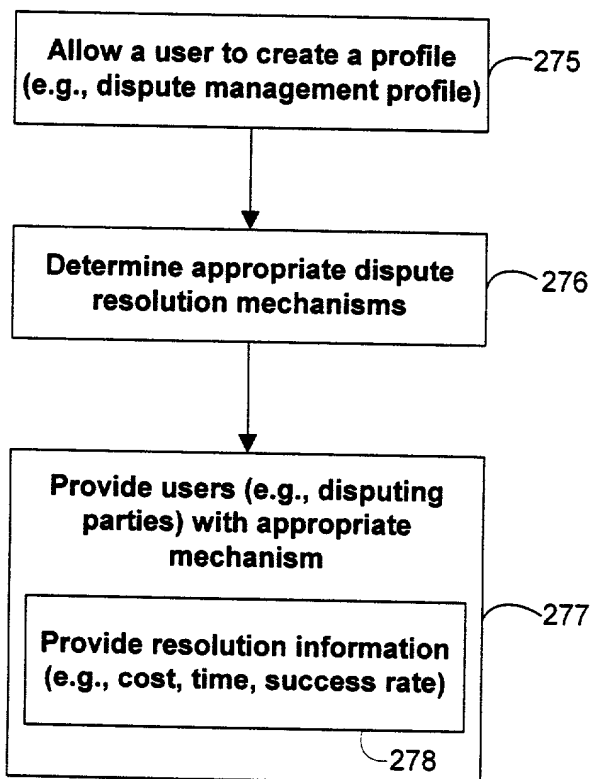


**FIG. 18**

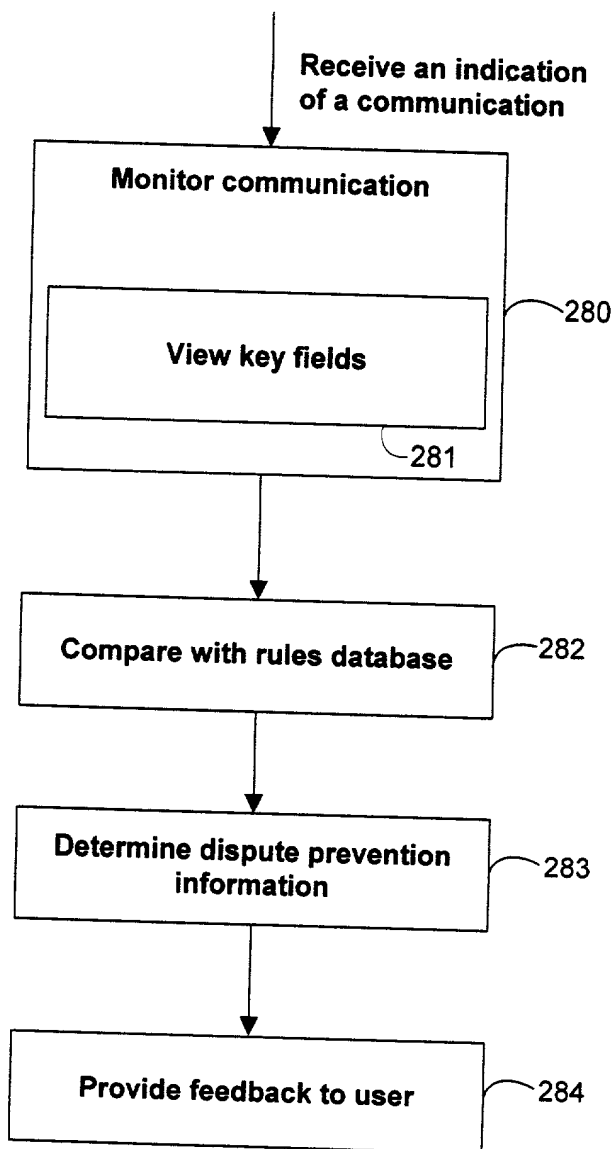


**FIG.19**





**FIG. 20**



**FIG. 21**

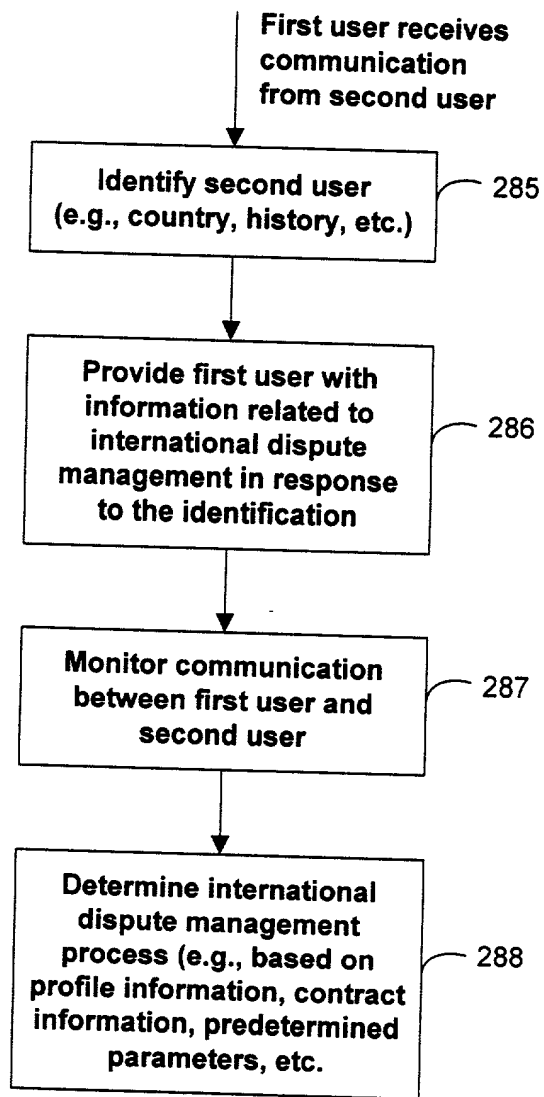


FIG. 22

400

Site Map  
Contact Us  
Privacy Policy  
Help

422

LOGIN

420

402

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eCg Home ← 406

eCg Services ← 408

How to Subscribe ← 410

Portal Terms of Use ← 412

NEWS

418



Back to AAA Home

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ANNOUNCEMENTS

414

**Catch the latest wave in the AAA eCommerce group's Dispute Risk Management eVolution. View the latest studies on the subject. Don't miss our presentations at conferences, colloquies and association events. Click here for the latest trade show schedule to stay current in best practices in global eCommerce. And read all about it as the AAA eCommerce group makes news. View press releases.**

ASK THE EXPERT

416

**New Feature! Get the latest thinking on emerging international dispute resolution, discover innovative supply side solutions, and learn how to handle other eCommerce issues from leading authorities and industry leaders when you [Ask the Expert](#).**

**In the News! The AAA eCommerce group keeps you informed — and your eCommerce flowing — with the latest developments reported by ADRWorld.com, the single source for up-to-the-minute news on all forms of alternative dispute resolution. Enjoy the news briefs from ADRWorld.com here and, for the full text, [click here to sign up for a free two-week subscription](#).**

**California Lawmakers Approve Arbitrator Ethics Legislation**

Both houses of the California legislature have approved a bill that would require neutral arbitrators to adhere to a set of ethical standards, and provide for the disqualification of arbitrators for a failure to abide by disclosure requirements.

**Passage of Revised Uniform Arbitration Act Top NCCUSL Priority**

The National Conference of Commissioners on Uniform State Laws has made adoption by the states of the Revised Uniform Arbitration Act a top legislative priority for next year and expects the updated law to be introduced in the majority of state legislatures, a NCCUSL representative says.

**Court Says Allegations of Fraud Insufficient to Void Arbitration Clause**

A federal appeals court says allegations of the use of an arbitration clause to further a fraud scheme are not enough to make the clause unenforceable, overturning a district court's denial of a motion to compel arbitration in a case involving efforts to force overpayment for a construction project.

FIG. 23

404

500

## eCg SERVICES

The AAA eCommerce group is the newest extension of the American Arbitration Association. And the eCg's Dispute Risk Management system is the first and most comprehensive global resource for the proactive prevention and efficient resolution of eDisputes.

The AAA eCommerce group's Dispute Risk Management system and services can be likened to a best-practices linchpin – specifically designed to establish and secure principles, standards and, above all, trust and fairness among both current and potential trading partners in the worldwide corporate community.

### What do the eCg's Dispute Risk Management system and services offer?

The eCg's Dispute Risk Management system offers corporate attorneys, eCommerce managers, purchasing professionals and senior executives a broad spectrum of research, analysis, reporting, information, useful links and technology tools. These resources have been carefully selected for their ability to greatly reduce disputes among trading partners and, in turn, maintain an effectively operating eValue chain.

With the eCg's Dispute Risk Management system and services, your company – and your entire trading community – can transform once insurmountable issues into significant competitive advantages.

**With the Dispute Risk Management system and services, you gain the knowledge and tools to:**

- Assess the potential for disputes
- Prevent disputes from occurring in the first place
- Contain disputes if and when they do erupt
- Streamline the resolution of disputes in a fair, cost-efficient and timely manner

**Dispute Risk Management services can positively impact your business with the methodologies best suited to each situation. The offerings include:**

- Advisory services, including face-to-face assessment, facilitation and closure

FIG. 24

402

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Portal Terms of Use ← 412



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402

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eCg Home



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Portal Terms of Use ← 412

422

Site Map  
Contact Us  
Privacy Policy  
Help

LOGIN

420

## HOW TO SUBSCRIBE

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602

### Why Subscribe?

The Dispute Risk Management Portal from the AAA eCommerce group will provide you with instant access to the latest research, peer-to-peer discussions and documents, and customized reports to help you analyze, act and prevent disputes in B2B eCommerce.

### Visitors to the eCommerce Dispute Risk Management Portal enjoy the immediate benefits of:

- Access to the Dispute Risk Management Library, featuring content, reports and tools to help you manage disputes today and prevent disputes as your eCommerce transactions grow.

The Library offerings include:

- Rules for dispute resolution
- Guidelines for mediation and arbitration participation
- Articles on partnering and facilitation to prevent disputes
- Non-copyrighted dispute resolution clauses for drafting contracts
- B2B eCommerce Dispute Management Links to events, news, announcements, information, findings and research.
- Online Claim Filing to activate online B2B eCommerce and/or traditional ADR case management support.

### Subscribers to the eCommerce Dispute Risk Management Portal have access to what is described above plus the added value of:

- Unlimited Access to the entire Dispute Risk Management Library, which includes:
  - Rules for dispute resolution
  - Guidelines for mediation and arbitration participation
  - Articles on partnering and facilitation to prevent disputes
  - Non-copyrighted dispute resolution clauses for drafting contracts
  - Specialized directories

FIG. 25

5 700

402

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Site Map  
Contact Us  
Privacy Policy  
Help

422 3



5 702

420

## AAA PORTAL TERMS OF USE

### Please Read the Following Terms of Use Carefully

This Portal, located at [adr.org](http://adr.org) and [disputeriskmanagement.org](http://disputeriskmanagement.org) (including the Online ADR System and all other pages under such second-level domain names, collectively, the "Portal"), is provided by the American Arbitration Association ("AAA") subject to these terms of use, the Privacy Policy and all modifications of either of the foregoing (collectively, the "Terms of Use"). By using this Portal, you ("You") and other users (together with You, the "Users") are deemed to have agreed to these Terms of Use.

Your access to some areas of the Portal may be subject to certain membership and/or registration requirements in AAA's discretion.

The Portal includes an Internet-based alternative dispute resolution system through which You may have Your arbitration proceedings conducted online, as administered by AAA ("Online ADR System"). Your use of the Online ADR System is subject to AAA's acceptance of Your online registration and Your agreement to these Terms of Use and the applicable AAA Rules and dispute resolution procedures (including but not limited to the Supplementary Procedures for Online Arbitration, collectively, the "AAA Rules"), which are incorporated herein by reference.

You shall pay to AAA all fees owing to AAA for Your use of the Online ADR System in accordance with the AAA Rules. Such fees are nonrefundable.

### Internet Access

You acknowledge and agree that in connection with Your use of the Portal, You must: (a) provide for Your own access to the World Wide Web and pay any service fees associated with such access, and (b) provide all equipment necessary for You to make such access and connection to the World Wide Web, including a computer, software and a means of connecting to or accessing the Internet. AAA shall not be responsible for any malfunctions, errors, crashes or other adverse events that may occur from Your use of the Portal.

### Portal Content

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FIG. 26

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806

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810



900

Site Map  
Contact Us  
Privacy Policy  
Help

904  
LOGOUT

420

906

eCg Subscriber Home  
Library  
Directories  
My Cases  
My Peer Groups  
Mediator Calendars  
My Account  
Welcome Philip Poh : [Partner] on AAA eCg!  
eCg Subscriber Home  
907

924

Events

Presentations

Trade Show Schedule

Announcements

New Feature!

Get the latest thinking on emerging international dispute resolution, discover innovative supply side solutions, and learn how to handle other kinds of eCommerce issues in our new feature [Ask the Expert](#).

ADR News

In the News!

The AAA eCommerce group keeps you informed — and your eCommerce flowing — with the latest developments reported by ADRWorld.com, the single source for up-to-the-minute news on all forms of alternative dispute resolution. Enjoy the news briefs from ADRWorld.com here and, for the full text, [click here to sign up for a free two-week subscription](#).

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Court Says Allegations of Fraud Insufficient to Void Arbitration Clause

A federal appeals court says allegations of the use of an arbitration clause to further a fraud scheme are not

908

FIG. 28

1000

906

910 912 914 916 918 920 922

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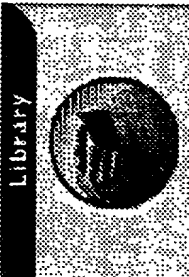
Library > About The Library 909

904

LOGOUT

420

Site Map  
Contact Us  
Privacy Policy  
Help



## About The Library

### Welcome to the eCg Library

The eCommerce group library is your online resource for Dispute Risk Management information. Here you will find commonly used rules and procedures, information about a variety of ADR processes, and useful guides to incorporate dispute risk management into your eBusiness relationships. To use this resource, please refer to the menu on the left. Then select the topic of your choice.

Posted on: 08/27/01

### The AAA Library & Information Center

You have access to the AAA's extensive, traditional library collection, housed in our New York offices. Here you will find more than 25,000 books, periodicals, pamphlets, manuscripts, and articles, available in hard copy, microform, or CD-ROM format. The collection is devoted to all aspects of alternative dispute resolution (ADR), including arbitration, mediation, conciliation, fact-finding, negotiation and other ADR-related processes.

Please click here to find out more about the Association's Library.

If you are a subscriber, you also have access to our 'Ask the AAA Librarian' feature -- found on the menu to the left -- for assistance with ADR research needs you may have.

Posted on: 08/27/01

- About The Library 1006
- Ask the AAA Librarian 1008
- AAA Library Index 1010
- Search the Library 1012
- ADR Clauses 1014
- ADR Processes 1016
- Codes of Ethics 1018
- Neutrals Criteria 1020
- Rules & Procedures 1022
- Surveys & Studies 1024



Back to AAA Home

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FIG. 29

1100

906

910 912 914 916 918 920 922

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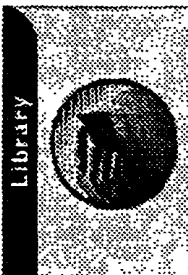
Library > Ask the AAA Librarian 909

Site Map

Contact Us

Privacy Policy

Help



- About The Library 1006
- Ask the AAA Librarian 1008
- AAA Library Index 1010
- Search the Library 1012
- ADR Clauses 1014
- ADR Processes 1016
- Codes of Ethics 1018
- Neutrals Criteria 1020
- Rules & Procedures 1022
- Surveys & Studies 1024



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### Ask the AAA Librarian

Do you have an important question regarding documents or services in the Library? Send your questions or comments by using the convenient form below.

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1002

FIG. 30

906

← 910	← 912	← 914	← 916	← 918	← 920	← 922
eG Subscriber Home	Library	Directories	My Cases	My Peer Groups	Mediator Calendars	My Account

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Library > Search ← 909

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**Search for:**

Field: ☒ Title

Description

1202

12047  Search

About The Library €-1006  
Ask the AAA Librarian €-1008

AAA Library Index 4-1010

Search the Library < 1012

ADR Clauses ← 1014

ADR Processes 4-10/6

## Codes of Ethics ← 1018

Neutrals Criteria 4-1020

## Rules & Procedures 1022

**Surveys & Studies 4-1024**

## Back to AAA Home

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FIG. 31

1300

Site Map  
Contact Us  
Privacy Policy  
Help

904

LOGOUT

922  
My Account

920  
Mediator Calendars

918  
My Peer Groups

916  
My Cases

914  
Directories

912  
Library

910  
eCg Subscriber Home

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Library > Search 909

## Search

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Description

1202

1204

Search

1306

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1304

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1302

View Document | Download

1310

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1308

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1306

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1300

View Document | Download

1308

View Document | Download

1306

View Document | Download

1304

View Document | Download

1302

View Document | Download

1300

View Document | Download

1300

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1002

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FIG. 32

1400

Site Map  
Contact Us  
Privacy Policy  
Help

904

LOGOUT

906

910 912 914 916 918 920 922  
eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account  
Welcome Philip Poh : [Partner][USER] on AAA eCg 1 902  
Library > ADR Clauses 909

## Library



About The Library 1006  
Ask the AAA Librarian 1008  
AAA Library Index 1010  
Search the Library 1012  
ADR Clauses 1014  
ADR Processes 1016  
Codes of Ethics 1018  
Neutrals Criteria 1020  
Rules & Procedures 1022  
Surveys & Studies 1024

Back to AAA Home

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## ADR Clauses

These clause examples and related resources can help you incorporate and tailor the appropriate ADR processes into your value chain relationships.

AAA eCg Standard Dispute Resolution Provisions.pdf  
These clauses reference the AAA's Commercial Dispute Resolution Procedures and the eCommerce Group's Supplement to those rules. They are intended for use in contracts involving business-to-business eCommerce transactions.

Public Document, Posted by: Rob Zylowski on 06/02/01 1408

### Drafting Dispute Resolution Clauses - A Practical Guide

The publication is intended to assist parties in drafting alternative dispute resolution (ADR) clauses. It provides numerous examples of clauses tailored to meet specific circumstances.

Public Document, Posted by: Gerry Strathmann on 04/23/01

### Purchasing Today.html

Crafting Clauses for Effective Arbitration (NAPM)

Public Document, Posted by: Gerry Strathmann on 06/20/01

1404 1406  
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1002

FIG. 33

1500


[910](#) [912](#) [914](#) [916](#) [918](#) [920](#) [922](#)  
[eCg Subscriber Home](#) [Library](#) [Directories](#) [My Cases](#) [My Peer Groups](#) [Mediator Calendars](#) [My Account](#)  
 Welcome Philip Poh : [Partner][USER] on AAA eCg | 910 2  
[Library > ADR Processes](#) ← 909

[Site Map](#)  
[Contact Us](#)  
[Privacy Policy](#)  
[Help](#)

[About The Library](#) ← 1006  
[Ask the AAA Librarian](#) ← 1008  
[AAA Library Index](#) ← 1010  
[Search the Library](#) ← 1012  
[ADR Clauses](#) ← 1014  
[ADR Processes](#) ← 1016  
[Codes of Ethics](#) ← 1018  
[Neutrals Criteria](#) ← 1020  
[Rules & Procedures](#) ← 1022  
[Surveys & Studies](#) ← 1024

[Back to AAA Home](#)  
  
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**Library**



**ADR Processes**

The following educational material and supplemental resources should help you understand the variety of ADR processes.

[A Guide to Mediation and Arbitration for Business People..](#)  
 A primer on the two most common ADR processes, written with the business person in mind.  
 Public Document, Posted by: Gerry Strathmann on 04/23/01  
[View Document](#) OKB

[Electronic Guide to Federal Procurement ADR](#)  
 Electronic Guide to Federal Procurement ADR (Version 1.0 - Fall 1999), presented by the Interagency ADR Working Group.  
 Public Document, Posted by: Gerry Strathmann on 04/23/01  
[View Document](#) OKB

[Partners in Crime: Cop shop finished early and within b..](#)  
 A May 2000 case study on the use of Partnering.  
 Public Document, Posted by: Gerry Strathmann on 04/23/01  
[View Document](#) OKB

FIG. 34

51600

51910 eCg Subscriber Home

51912 Library

51914 Directories

51916 My Cases

51918 My Peer Groups

51920 Mediator Calendars

51922 My Account

906

51904

LOGOUT

Site Map

Contact Us

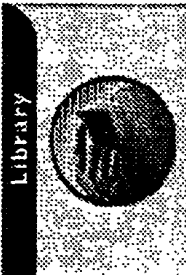
Privacy Policy

Help

420

Welcome Philip Poh : [Partner][USER] on AAA eCg 1-902

Library > Codes of Ethics 1-909



- About The Library 1-1006
- Ask the AAA Librarian 1-1008
- AAA Library Index 1-1010
- Search the Library 1-1012
- ADR Clauses 1-1014
- ADR Processes 1-1016
- Codes of Ethics 1-1018
- Neutrals Criteria 1-1020
- Rules & Procedures 1-1022
- Surveys & Studies 1-1024



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### Codes of Ethics

Ethical codes and standards address behavior and are useful guidelines for understanding the roles that various participants play in the dispute resolution process.

**AAA Code of Ethics.pdf**  
This code governs AAA employees, including Case Managers, and describes their commitment to neutrality and service.

Public Document, Posted by: Rob Zylowski on 06/02/01

**Code of Ethics for Arbitrators in Commercial Disputes.p..**  
This code was developed jointly by the American Bar Association and the American Arbitration Association and addresses ethical behavior for neutral arbitrators and party-appointed (non-neutral) arbitrators.

Public Document, Posted by: Rob Zylowski on 06/02/01

**Model Standards of Conduct for Mediators.pdf**  
The Model Standards have been approved by the American Arbitration Association, the Litigation Section and the Dispute Resolution Section of the American Bar Association, and the Society of Professionals in Dispute Resolution.

Public Document, Posted by: Rob Zylowski on 08/13/01

**Retail Grocery Industry Code of Conduct**  
**Retail Grocery Industry Code of Conduct - Part 3 Dispute Resolution**

Public Document, Posted by: Gerry Strathmann on 04/23/01

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55KB

[View Document](#) | [Download](#)

82KB

[View Document](#) | [Download](#)

73KB

[View Document](#)

0KB



1700

Site Map  
Contact Us  
Privacy Policy  
Help

904

LOGOUT

906

922

My Account

Mediator Calendars

My Peer Groups

918

920

916

My Cases

914

Directories

912

Library

910

Subscriber Home

eCg

Welcome Philip Poh : [Partner][USER] on AAA eCg | 902

Library > Neutrals Criteria 909

1702


## Neutrals Criteria

Establishing rigorous standards for neutrals instills confidence in the parties who participate in ADR processes.

 Criteria for Admittance to the AAA Natl Roster.pdf  
Applicants for membership on the AAA National Roster of Arbitrators and Mediators must meet or exceed these requirements.

Public Document, Posted by: Rob Zylowski on 06/02/01

53KB

 Supplemental Criteria for eCg Neutrals.pdf

This additional criteria is used in conjunction with the Qualification Criteria for Admittance to the AAA National Roster of Arbitrators and Mediators for determining eligibility of candidates for the eCommerce group's panel of neutrals.

Public Document, Posted by: Rob Zylowski on 06/02/01

48KB

About The Library 1006

Ask the AAA Librarian 1008

AAA Library Index 1010

Search the Library 1012

ADR Clauses 1014

ADR Processes 1016

Codes of Ethics 1018

Neutrals Criteria 1020

Rules & Procedures 1022

Surveys & Studies 1024



### The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

FIG. 36

1800

[900](#) [902](#) [904](#) [906](#) [908](#) [910](#) [912](#) [914](#) [916](#) [918](#) [920](#) [922](#)

[eCg Subscriber Home](#) [Library](#) [Directories](#) [My Cases](#) [My Peer Groups](#) [Mediator Calendars](#) [My Account](#)

[Welcome Philip Poh : \[Partner\]\[USER\] on AAA eCg !](#) [902](#)

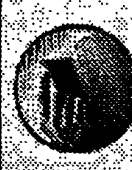
[Library > Rules & Procedures](#) [907](#)

[Site Map](#) [Contact Us](#) [Privacy Policy](#) [Help](#)

[5904](#) [LOGOUT](#)

---

**Library**



[About The Library](#) [1006](#)  
[Ask the AAA Librarian](#) [1008](#)  
[AAA Library Index](#) [1010](#)  
[Search the Library](#) [1012](#)  
[ADR Clauses](#) [1014](#)  
[ADR Processes](#) [1016](#)  
[Codes of Ethics](#) [1018](#)  
[Neutrals Criteria](#) [1020](#)  
[Rules & Procedures](#) [1022](#)  
[Surveys & Studies](#) [1024](#)

**Rules & Procedures**

Rules and procedures are the framework for resolving disputes successfully. They help define the Neutral's authority, and they outline mechanisms for administrative issues within a process.

**Commercial Dispute Resolution Procedures**

The American Arbitration Association's Commercial Dispute Resolution Procedures.

This set of rules forms the procedural foundation for mediating and arbitrating business disputes.

Public Document, Posted by: Gerry Strathmann on 04/24/01

**Mini-Trial Procedures**

The American Arbitration Association's Mini-Trial Procedures

Public Document, Posted by: Gerry Strathmann on 04/23/01

**Model Procedures for On-Call Mediation .pdf**

These procedures demonstrate how incorporating technology can improve an ADR process by providing immediate access to a mediator's availability so that time-sensitive disputes can be addressed promptly.

Public Document, Posted by: Rob Zylowski on 07/10/01

**Back to AAA Home**

**The eCg Stat Box**

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1900

Site Map  
Contact Us  
Privacy Policy  
Help

904  
LOGOUT

906  
910  
912  
914  
916  
918  
920  
922  
924  
926  
928  
930  
932  
934  
936  
938  
940  
942  
944  
946  
948  
950  
952  
954  
956  
958  
960  
962  
964  
966  
968  
970  
972  
974  
976  
978  
980  
982  
984  
986  
988  
990  
992  
994  
996  
998  
1000



About The Library ← 1006  
Ask the AAA Librarian ← 1008  
AAA Library Index ← 1010  
Search the Library ← 1012  
ADR Clauses ← 1014  
ADR Processes ← 1016  
Codes of Ethics ← 1018  
Neutrals Criteria ← 1020  
Rules & Procedures ← 1022  
Surveys & Studies ← 1024

Back to AAA Home

The eCg Stat Box  
B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

## Surveys & Studies

Factual information on the resolution of disputes can help people determine how they should best use ADR in the future.

**AAA B2B eCommerce Study Abstract.pdf**  
The American Arbitration Association (AAA), the nation's leading dispute resolution provider, announced today the results of its "B2B eCommerce Readiness Study," which found that close to 70 percent of those surveyed have already moved part of their supply chain online and expect their B2B eCommerce supply chain to be ready within the next two years. The study was based on 100 interviews with senior executives and corporate counsel at some of the largest companies in the U.S. The survey was conducted by Clark, Martire & Bartolomeo for the AAA.

Public Document, Posted by: Rob Zylowski on 07/12/01

**AAA B2B eCommerce Study Overview.pdf**  
B2B eCommerce is growing rapidly and changing the way companies do business. As business relationships change, the nature of business disputes also change. The current study examines B2B eCommerce and how companies are resolving disputes that arise within it.

Restricted Document, Posted by: Rob Zylowski on 07/11/01

**Air Force ADR Program Achievements in FY 99**  
This U.S. Air Force report documents its implementation of an ADR program for contractual and employment disputes. It discusses process models, methodologies, case examples and statistics.

Public Document, Posted by: Gerry Strathmann on 04/24/01

**Dispute Resolution at the Rand Institute**  
Abstracts and ordering information for Rand Institute studies on ADR

Public Document, Posted by: Gerry Strathmann on 04/23/01

**Studies on ADR in the Northern District.html**  
These are summaries of studies of the ADR Program in the Northern District of California

Public Document, Posted by: Gerry Strathmann on 08/14/01

**The Costs of Ordinary Litigation**  
The Costs of Ordinary Litigation

Public Document, Posted by: Gerry Strathmann on 08/14/01

FIG. 38

2000

906

910

eCg Subscriber Home

912

Library

914

Directories

916

My Cases

918

My Peer Groups

920

Mediator Calendars

922

My Account

Site Map  
Contact Us  
Privacy Policy  
Help

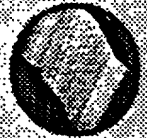
904

LOGOUT

420

Welcome Philip Poh : [Partner][USER] on AAA eCg!  
Directories > About Directories ← 909

Directories



### About Directories

Your source for ADR providers and other useful services

This directory area is set up to provide important contact and resource information for ADR services.

2004

Posted on: 04/27/01

About Directories ← 2006

ADR Providers ← 2008

Neutrals List ← 2010

Useful Links ← 2012

2002



Back to AAA Home

### The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

v.4.4.5

FIG. 39

2106

Site Map  
Contact Us  
Privacy Policy  
Help

904

LOGOUT

420

906

922

720

918

716

914

912

910

My Account

Mediator Calendars

My Cases

Directories

Library

Home

Welcome Philip Poh : [Partner][USER] on AAA eCg | ← 902

Directories > ADR Providers ← 907

ADR Providers

Directories



About Directories ← 2006

ADR Providers ← 2008

Neutrals List ← 2010

Useful Links ← 2012



Back to AAA Home

The eCg Stat Box

52B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

# Inter-Association Arbitration Agreements Concluded Between the American Arbitration Association and Other Arbitral Institutions

Checklist of Agreements in Chronological Order  
as of March 22, 2001

Compiled By  
The Library and Information Center on the Resolution of Disputes  
American Arbitration Association

1. Arrangement between the American Arbitration Association and the Manchester Chamber of Commerce to facilitate the use of commercial arbitration in trade between the United States of America and Manchester and district. April 15th, 1946.

<http://195.226.34.67/cgi-bin/TheMCC|Site.storefront>

2. Memorandum on cooperation between the London Court of Arbitration and the American Arbitration Association. March 10, 1947.

<http://www.lcia-arbitration.com/lcia/>

FIG. 40

2200

906

Site Map  
Contact Us  
Privacy Policy  
Help

904

LOGOUT

922  
My Account

920  
Mediator Calendars

918  
My Peer Groups

916  
My Cases

914  
Directories

912  
Library

910  
eCg Subscriber Home

Welcome Philip Poh : [Partner][USER] on AAA eCg 1 ← 902

Directories > Neutrals List ← 909

Directories



About Directories ← 2006

ADR Providers ← 2008

Neutrals List ← 2010

Useful Links ← 2012

Neutrals List

eCg Neutral Directory

Click on the link below to be taken to the bio of each panelist.

Thomas J. Brewer, Esq. ← 2204

Richard K. Jeydel, Esq. ← 2206

Edward V. Lahey, Jr. ← 2208

Bruce E. Meyerson ← 2210

Michele Garrick Nave, Esq. ← 2212

Paul Peter Nicolai, Esq. ← 2214

Deborah Rothman, Esq. ← 2216

Kent D. Stuckey, Esq. ← 2218

Back to AAA Home

The eCg Stof Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

2300

Site Map  
Contact Us  
Privacy Policy  
Help

904



420

906

922  
My Account

920  
Mediator Calendars

918  
My Peer Groups

916  
My Cases

912  
Library

Welcome Philip Poh : [Partner[USER] on AAA eCg] ← 902

Directories > Useful Links ← 909

## Directories



About Directories ← 2006

ADR Providers ← 2008

Neutrals List ← 2010

Useful Links ← 2012

2002

## Useful Links

### Legal

2302

#### ABANet, the American Bar Association

The ABA is the world's largest voluntary professional association. Their site has legal and professional resources, articles of interest to legal professionals and access to the ABA Journal.

[www.abanet.org/home.html](http://www.abanet.org/home.html)

#### UN International Law site

The United Nations' International Law site provides access to a variety of international courts, information on current agenda items, and access to a variety of treaties and laws, including International Trade Law. The site is available in several languages.

[www.un.org/law](http://www.un.org/law)

#### Martindale Hubble directory

This leading directory's site allows searches for lawyers and law-related resources.

<http://www.martindale.com/>

#### European Journal of International Law

This publication focuses on the latest developments in European law, international law, and the relationships between the European Union and its Member States. The site provides online access to full articles from past issues through 1998 as well as abstracts from 1999 to the current issue.

<http://www.ejil.org/>

#### Asian Law Directory (Parliament of Australia)

This Australian Government site provides access to the laws of Asian countries as well as links to a number of Asian law resources.

[www.apl.gov.au/library/intguide/law/asiawlaw.htm](http://www.apl.gov.au/library/intguide/law/asiawlaw.htm)

#### Catalaw

Catalaw is a metaindex of worldwide catalogs of laws.

<http://www.catalaw.com/>

FIG. 42

2400

Site Map  
Contact Us  
Privacy Policy  
Help

5 904

LOGOUT

420

906

5 910 5 912 5 914 5 916 5 918 5 920 5 922  
eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : [Partner][USER] on AAA eCg ! 5 902

My Cases > About My Cases 5 909

My Cases



About My Cases 5 2406

Administrative Fees 5 2408

Resolution Processes 5 2410

FAQ's 5 2412

File a Claim 5 2414

ABC vs. ZXC 5 2416

John Emmert vs. George G. 5 2418

Mock Arbitration 5 2420

Mock Mediation 5 2422

test 5 2424



Back to AAA Home

The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston

## About My Cases

### About My Cases

This area is reserved for case-specific activities from filing a claim to the status of active cases. To file a new claim, click on 'File a Claim' on the left menu bar.

To access your active cases, click on the appropriate case number. Within each case you will be able to review information specific to that case, including postings by the Neutral, Case Manager and other parties involved in the case.

You will receive e-mail notifications from your Case Manager when action is required on a particular case. You can review and post information to a case by accessing the appropriate case and clicking on the Postings tab (postings are communications to you to take an action or reply with information that concerns the case). Requests in postings will come from either the Case Manager or the Neutral.

During the course of the case you will also be required to submit specific forms and documents using the links found under the Actions tab. In the Documents tab area you will find all forms and files associated with the case.

Posted on: 06/20/01

5 2404

2402

FIG. 43



2500

906

Site Map  
Contact Us  
Privacy Policy  
Help

904

LOGOUT

420

922  
My Account

920  
Mediator Calendars

918  
My Peer Groups

916  
My Cases

914  
Directories

912  
Library

Welcome Philip Poh : (Partner[USER] on AAA eCg) ← 902

My Cases > Administrative Fees ← 909

2502

My Cases



## Administrative Fees

# AAA ECOMMERCE GROUP ADMINISTRATIVE FEE SCHEDULE

All fees are in U.S. dollars and are subject to change without notice.

## Arbitration (In-Person and Documents-Only)

### On-Call Mediation

### In-Person Mediation

Should you have any questions about our fees, please contact us at [eCg Customer Service](#) or call 866-249-7472.

## Arbitration (In-Person and Documents-Only) (Fees Menu)

### Administrative Fees

*As amended and effective September 1, 2000*

The administrative fees of the AAA are based on the amount of the claim or counterclaim. Arbitrator compensation is not included in this schedule. Unless the parties agree otherwise, arbitrator compensation and administrative fees are subject to allocation by the arbitrator in the award.

### Fees

A nonrefundable initial filing fee is payable in full by a filing party when a claim, counterclaim or additional claim is filed.

Back to AAA Home

The eCg Stat Box

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FIG. 44

2600

Site Map  
Contact Us  
Privacy Policy  
Help

904



922

906

920 Mediator Calendars My Account

918 My Peer Groups

916 My Cases

914 Directories

912 Library

910 eCg Subscriber Home

Welcome Philip Poh : [Partner][USER] on AAA eCg! 902  
My Cases > Resolution Processes 909



## Resolution Processes In-Person Mediation

2602

In-Person Mediation is the traditional settlement process in which the parties work with a neutral facilitator (the mediator) in an effort to reach a mutually agreed upon solution to a problem.

## On-Call Mediation

On-Call Mediation is an enhancement to a standard mediation process that allows parties to access mediators' availability through an online calendar. The mediators are available on short notice to address urgent disputes and work with the parties to come up with both temporary and permanent solutions to problems. The initial mediation session is conducted via conference call, and subsequent sessions (if needed) can be held in person or by telephone.

## In-Person Arbitration

In-Person Arbitration is the traditional binding alternative dispute resolution (ADR) process in which the parties present their arguments and evidence to the arbitrator(s) during in-person hearings. The arbitrator(s) then render a final and binding decision.

## Documents-Only Arbitration

Documents-Only Arbitration is a limited form of traditional (or "In-Person") arbitration in which the parties present their evidence and arguments solely by documents. No hearing is held; the arbitrator reviews the documents and renders a final and binding decision. This process is generally used in situations where the claim amounts are not significant or where the parties are geographically distant and the cost of travel would make a hearing prohibitively expensive. Note that the parties must agree on a Documents-Only process, either as part of their contractual dispute resolution provision or in a separate agreement once a dispute has arisen.

About My Cases 2406  
Administrative Fees 2408

Resolution Processes 2410  
FAQ's 2412

File a Claim 2414

ABC vs. ZXC 2416

John Emmert vs. George G. 2418

Mock Arbitration 2420

Mock Mediation 2422

test 2424



The eCg Stat Box  
B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston

Fig. 45

2700

Site Map  
Contact Us  
Privacy Policy  
Help

904

LOGOUT

420

906

922  
My Account

920  
Mediator Calendars

918  
My Peer Groups

916  
My Cases

914  
Library

912  
eCg Subscriber Home

Welcome Philip Poh : [Partner][USER] on AAA eCg | 902

My Cases > FAQ's 909

FAQs

File a Claim FAQ Menu



How do I file a claim? 2704

What is On-Call Mediation?

What is In-Person Mediation?

What is Documents-Only Arbitration?

What is In-Person Arbitration?

What is a Claimant?

What is a Respondent?

Whose name goes in the "Representative" space?

What if I do not know who represents the respondent?

What if I do not have a representative?

What is the Contract/Transaction identifier?

What if there is no contract or dispute resolution provision?

About My Cases 2406

Administrative Fees 2408

Resolution Processes 2410

FAQ's 2412

File a Claim 2414

ABC vs. ZXC 2416

John Emmert vs. George G. 2418

Mock Arbitration 2420

Mock Mediation 2422

test 2424



Back to AAA Home

The eCg Star Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston

2004. (Source: Boston

FIG. 46

2402

906

eCg Subscriber Home    Library    Directories    My Cases    My Peer Groups    Mediator Calendars    My Account  
 ← 910    ← 912    ← 914    ← 916    ← 918    ← 920    ← 922

Welcome Phillip Poh : [Partner][USER] on AAA eCg !    ← 902

**My Cases > File a Claim**    ← 909

五



**About My Cases ← 2406**

**Administrative Fees—2408**

## Resolution Processes ← 2410

FAQ's ← 3412

File a Claim ← 2444

ABC vs ZXC 3414

**John Emmert vs. George C.**

Mock Arbitration 248

Week Mediation for

.....

## Back to AA Home

## The eCg Stat Box

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**Claim Form > Step 1/5**

**You are about to file a claim using the AAA eCommerce group "Claim Form." This form should be used ONLY if you are filing a claim that has arisen from a B2B eCommerce transaction.**

**If your claim is for any of the following issues, please click on the link below to be taken to the standard AAA Claim Filing Area:**

- **Commercial Dispute Resolution Procedures**
- **Construction Industry Dispute Resolution Procedures**
- **Labor Arbitration Rules**

**AAA Claim Filing Area ← 2802**

**If you want to enter an AAA eCommerce group claim, please click on the following link:**

**AAA eCommerce group Claim Filing Area ← 2804**

FIG. 47

2900

Site Map  
Contact Us  
Privacy Policy  
Help

5904

LOGOUT

906

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

5910

5918

5916

5914

5912

5910

5908

5906

5904

5902

Welcome Philip Poh : [Partner[USER] on AAA eCg] ← 902

My Cases > File a Claim ← 909

My Cases



About My Cases ← 2406

Administrative Fees ← 2408

Resolution Processes ← 2410

FAQs ← 2412

File a Claim ← 2414

ABC vs. ZXC ← 2416

John Emmert vs. George G. ← 2418

Mock Arbitration ← 2420

Mock Mediation ← 2422

test ← 2424



Back to AAA Home

The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston

## Claim Form > Step 2/5

Does your agreement have a clause providing for administration by the American Arbitration Association?

☐ Yes (Please note that if there is no agreement to use American Arbitration Association services, we will have no authority to proceed with this matter unless the parties agree to submit this case to the AAA)

☒ If not, check here if all parties agree to submit this case to AAA

Does your agreement stipulate the use of the American Arbitration Association *Supplementary Procedures for Online Arbitration*? Click here to review these procedures.

☐ Yes (Please note that if there is no agreement to use American Arbitration, Association *Supplementary Procedures for Online Arbitration*, we will not be able to proceed with this claim using an online process unless the parties agree to use the AAA *Supplementary Procedures for Online Arbitration*)

☒ If not, check here if all parties agree to use of the American Arbitration Association *Supplementary Procedures for Online Arbitration*

\*Please note that by completing this form and submitting the claim, you have authorized the American Arbitration Association to begin proceedings.

Submit Cancel

↑

2904

↑

2906

2402

FIG. 48

5000

906

[Site Map](#)  
[Contact Us](#)  
[Privacy Policy](#)  
[Help](#)

904

LOGOUT

420

[5910](#)  
[5912](#)  
[5914](#)  
[5916](#)  
[5918](#)  
[5920](#)  
[5922](#)
[eG Subscriber Home](#)  
[Library](#)  
[Directories](#)  
[My Cases](#)  
[My Peer Groups](#)  
[Mediator Calendars](#)  
[My Account](#)

 Welcome Philip Poh : [Partner[USER]] on AAA eG! ← 902  
 My Cases > File a Claim ← 907

3002

My Cases



Claim Form &gt; Step 3/5

Date: 10/08/2001

Resolution Process: On-Call Mediation

3004

Claimant (Filing Party)

Company: ABC required ← 3004

Representative: ← 3008

Firm Name: ABC required ← 3010

Address: 5 ABC ST. required ← 3012

City/State/ZIP/Country: NEW YORK, NY 10019 USA required ← 3014

Phone: 212-716-5800 required ← 3016

Fax: 212-716-5910 required ← 3018

E-mail: ABC@ABC.COM required ← 3020

Respondent(s): 1 ← 3022

3024 3026

Submit Cancel

About My Cases ← 2406

Administrative Fees ← 2408

Resolution Processes ← 2410

FAQ's ← 2412

File a Claim ← 2414

ABC vs. ZXC ← 2416

John Emmert vs. George G. ← 2418

Mock Arbitration ← 2420

Mock Mediation ← 2422

test ← 2424



Back to AAA Home

The eG Stat Box

 B2B online purchasing in the  
 U.S. will grow from 7% to  
 40% of total ordering by  
 2004. (Source: Boston

FIG. 49

3100

[904](#)
[LOGOUT](#)

[Site Map](#)
[Contact Us](#)
[Privacy Policy](#)
[Help](#)

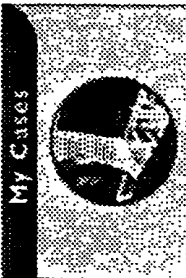
[906](#)

[910](#)
[912](#)
[914](#)
[916](#)
[918](#)
[920](#)
[922](#)

[eCg Subscriber Home](#)
[Library](#)
[Directories](#)
[My Cases](#)
[My Peer Groups](#)
[Mediator Calendars](#)
[My Account](#)

Welcome Philip Poh : [Partner][USER] on AAA eCg | 902

**My Cases > File a Claim 909**



[About My Cases 2406](#)  
[Administrative Fees 2408](#)  
[Resolution Processes 2410](#)

[FAQ's 2412](#)  
[File a Claim 2414](#)  
[ABC vs. ZXC 2416](#)  
[John Emmert vs. George G. 2418](#)  
[Mock Arbitration 2420](#)  
[Mock Mediation 2422](#)  
[test 2424](#)



**The eCg Star Box**  
 B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston

**Claim Form > Step 4/5**

Date: 10/08/2001  
 Resolution Process: On-Call Mediation  
 Respondents: 1

**Company: ABC**  
**Representative:**  
 Firm Name: ABC  
 Address: 5 ABC ST.  
 City/State/ZIP/Country: NEW YORK, NY 10019 USA  
 Phone: 212-716-5800  
 Fax: 212-716-5910  
 E-mail: ABC@ABC.COM

**Claimant (Filing Party)**

**Respondent 1**

**Company:** ZXC  
**Representative:**  
**Firm Name:** ZXC  
**Address:** 10 ZXC ST.  
**City/State/ZIP/Country:** NEW YORK, NY 10019 USA  
**Phone:** 212-232-1000  
**Fax:** 212-232-1001  
**E-mail:** ZXC@ZXC.COM

**Contract/Transaction ID:** 0000

**Nature of Dispute:** BREACH OF E-COMMERCE CONTRACT

**Relief Sought:** Damages in the Amount of \$ 2000

**Other**

**Submit 3128**

FIG. 50





3300

Site Map  
Contact Us  
Privacy Policy  
Help

904

LOGOUT

420

906

912 914 916 918 920 922

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : (Partner)[USER] on AAA eCg! 902

My Cases > File a Claim 909

My Cases



About My Cases 2406

Administrative Fees 2408

Resolution Processes 2410

FAQ's 2412

File a Claim 2414

ABC vs. ZXC 2416

John Emmert vs. George G. 2418

Mock Arbitration 2420

Mock Mediation 2422

best 2424

Claim Form > Form Submitted

Form Submitted

Does your agreement have a clause providing for administration by the American Arbitration Association?

☐ Yes (Please note that if there is no agreement to use American Arbitration Association services, we will have no authority to proceed with this matter unless the parties agree to submit this case to the AAA)

☒ If not, check here if all parties agree to submit this case to AAA

Does your agreement stipulate the use of the American Arbitration Association *Supplementary Procedures for Online Arbitration*? [Click here to review these procedures.](#)

☐ Yes (Please note that if there is no agreement to use American Arbitration Association *Supplementary Procedures for Online Arbitration*, we will not be able to proceed with this claim using an online process unless the parties agree to use the AAA *Supplementary Procedures for Online Arbitration*)

☒ If not, check here if all parties agree to use of the American Arbitration Association *Supplementary Procedures for Online Arbitration*

\*Please note that by completing this form and submitting the claim, you have authorized the American Arbitration Association to begin proceedings.

Resolution Process: On-Call Mediation

Filing Date: 10/08/01

Company: ABC

Representative:

Firm Name: ABC

Address: 5 ABC ST.

City/State/ZIP/Country: NEW YORK, NY 10019 USA

212-716-5800

Claimant (Filing Party)

Back to AAA Home

The eCg Stat Box

828 online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston)

FIG. 52

2402

5350


AAA WebFile - Microsoft Internet Explorer

File Edit View Favorites Tools Help

Back Forward Stop Refresh Home Search Favorites History Mail Print Edit

Address <http://nyhweb01/webcase2/FrontPage.htm> Go Links

Help • Contact AAA • Login

 **American Arbitration Association**  
*Dispute Resolution Services Worldwide*

Home Tools WebFile

**Registered User**

User ID

Password

**New User**

Sign up now to activate your account!

Done Local intranet

5352

5354

FIG. 53

FOR F. 2006-660

5450

## Registration Form

Welcome to the AAA WebFile, your resource for online case filing and management. Upon completing the form below, you will receive confirmation of your **User Id** and **Password** via email, which will allow you to gain permanent access to the various secure sections on this site. You may change your user information after registration.

Required fields are indicated with a red triangle[▲].

### Account Settings

User ID▲	<input type="text"/>	First Name▲	<input type="text"/>
Password▲	<input type="text"/>	Middle Initial	<input type="text"/>
Confirm Password▲	<input type="text"/>	Last Name▲	<input type="text"/>
Secret Question▲	What is your city of birth? ▼	<div>Choose a question only you know the answer to and that has nothing to do with your password. If you forget your password, we will verify your identity by asking you this question.</div>	
Answer to Secret Question▲	<input type="text"/>		

### User Information

Email Address▲	<input type="text"/>
Confirm Email▲	<input type="text"/>
Company	<input type="text"/>
Address▲	<input type="text"/>
City▲	<input type="text"/>
State▲	Alabama ▼
Zip▲	<input type="text"/>
Tel▲	<input type="text"/> - <input type="text"/> - <input type="text"/>
Fax	<input type="text"/> - <input type="text"/> - <input type="text"/>
Extension	<input type="text"/>

[Sign up](#) [Reset](#)

5452

FIG 54

5550



## AAA WebFile Registration Completed

Test,

Thank you for registering with AAA WebFile. Your user profile has been created and you can now log in using the user ID and password you selected during the registration process.

[Click here to continue.](#)

FIG. 55.

5650



## Forget Your Password?

Did you forget your password? Please fill out user ID correctly. Your password will be emailed to your registered email account shortly.



Required fields are indicated with a red triangle[\*].

Find Password

User ID

Submit

FIG. 56

## Update Profile

Thank you for taking a moment to confirm your AAA WebFile account settings. You may change your user information as often as necessary. After making modifications please click the "Save" button. Your user profile will then be updated.  
Required fields are indicated with a red triangle[\*]

---

### Account Settings

User ID

YOGESH

First Name

Yogesh

Middle Initial

Last Name

Chaudhari

Secret Question

What is your city of birth?

Answer to Secret Question

Nashik

Change Password

Choose a question only you know the answer to and that has nothing to do with your password. If you forget your password, we'll verify your identity by asking you this question.

---

### User Information

Email Address

chaudhary@adr.org

Company

Address

335, Madison Ave,

City

New York

State

New York

Zip

10017

Tel

212 - 716 - 3949

Extension

Fax

212 - 716 - 5903

Submit

Reset

FIG. 57

### Change Password

The password setting allows you to change your login password. Enter your old password and then choose your new password. Click Save when you're done.

Old Password\*

New Password\*

Confirm Password\*

Choose a password that is maximum 30 characters long, it may contain numbers (0-9) and upper and lowercase letters (A-Z, a-z)

Save

Cancel

FIG. 58

FIG. 59

5950



**Case Connect**

Required fields are indicated with a red triangle [▲].

Confirmation Number

Pin Number

0

Please enter the confirmation number you have received by email or by regular mail.

Submit

FIG. 59



6050

### File New Claim

To file a Commercial or a Construction claim, the claim must exceed \$10,000. Undisclosed claims and claims that are not for a monetary amount will be accepted.

Are you filing this claim as a:

☒ Claimant

☐ Claimant's Representative

6052

Is your dispute in accordance with:

Commercial Dispute Resolution Procedures

☒ Arbitration ☐ Mediation

Construction Industry Dispute Resolution Procedures

☐ Arbitration ☐ Mediation

[View Rules/Procedures](#)

[View Rules/Procedures](#)

6054

Does your agreement have an American Arbitration Association clause providing for administration by this Association?

☒ Yes (Please note that if there is no agreement to use American Arbitration Association services, we will have no authority to proceed with this matter.)

\*Please note that by completing this form and submitting the claim, you have authorized the American Arbitration Association to begin proceedings.

A non-refundable initial filing fee is payable in full by a filing party when a claim, counterclaim or additional claim is filed.

Next Step

Reset

6058 6060

6056

FIG. 60

6150

Claimant

6162

Required information is indicated with a red triangle [▲].

Search party information from your previously filed case(s).

First Name

Hamish

Middle Initial

Last Name

Patel

Company

Address

335 Madison Ave

City

New York

State

New York

Zip

10017

Email

patelh@edr.org

Tel

212

716

3954

Fax

212

716

5903

Either First Name/Last Name or Company Name must be entered. You can enter both

6152

Add Representative

Additional Claimant

Next Step

Reset

6154

6156

6158

6160

FIG. 61

6170

Search Party

Company Name	Individual Name
AAA	<u>Ehab Taleb</u>
	<u>Hamish Patel</u>
	<u>Oggv Dovchinov</u>
	<u>Yogesh Chaudhan</u>

Cancel

6174

6172

FIG. 62

6180

### Search Address

Click on the arrow to select address

	Address	City	State	Zip	Zip Ext.	Phone	Fax	Email
▶	101 Main ST	Flushing	NY	11735		2127163959		talebe@adr.org
▶	101 Main SL	Flushing	NY	11735		2127163959		talebe@adr.org

} 6182

Cancel ← 6184

FIG. 63

↙ b250

Claimant Representative

Required information is indicated with a red triangle [▲]

Search party information from your previously filed case(s).

First Name

Ehab

Middle Initial

Last Name

Taleb

Company

Address

101 Main ST

City

Flushing

State

New York

Zip

11735

Email

talebe@adr.org

Tel

212

716

3959

Fax

Either First Name/Last Name or Company Name must be entered. You can enter both.

Add Representative

Additional Claimant

Next Step

Reset

FIG. 64

6350

Respondent

Required information is indicated with a red triangle [v]

Search party information from your previously filed case(s).

First Name

Oggy

Middle Initial

Last Name

Doychinov

Company

AAA

Address

335 Madison Ave

City

New York

State

New York

Zip

10017

Email

doychinovo@adr.org

Tel

212

716

3954

Fax

Either First Name/Last Name or Company Name must be entered. You can enter both.

Add Representative

Additional Respondent

Next Step

Reset

FIG. 65

✓ 6450

**Respondent Representative**

Required information is indicated with a red triangle [X].

Search party information from your previously filed case(s).

First Name

Yogesh

Middle Initial

Last Name

Chaudhan

Company

Address

17 Broadway

City

Iselin

State

New Jersey

Zip

07350 - 1111

Email

chaudhary@adr.org

Tel

212 - 716 - 3949

Fax

Either First Name/Last Name or  
Company Name must be  
entered. You can enter both

Add Representative

Additional Respondent

Next Step

Reset

FIG. 66

6550

**Additional Claim Information**

Required fields are indicated with a red triangle [▲]

Number of Arbitrators\*:  6552

*\*In accordance with the rules, if the arbitration agreement does not specify the number of arbitrators, the dispute shall be heard and determined by one arbitrator, unless the AAA, in its discretion, directs that three arbitrators be appointed. The parties may request three arbitrators in their demand or answer, which request the AAA will consider in exercising its discretion regarding the number of arbitrators appointed to the dispute*

Hearing Locale Requested:

City:  State:  } 6554

Please type in Arbitration Clause:

} 6556

6558 6560

FIG. 67



FIG. 68

6650

Enter Claim Information

6652

6654

Required fields are indicated with a red triangle [X].

Claim Amount: 100000

Calculate Filing Fee

Fee Disclaimer

To file a Commercial or a Construction claim, the claim must exceed \$10,000. For undisclosed claims and claims that are not for a monetary amount, please enter 0.

Please describe your Claim and the remedy sought in more details in the following box:

Test Issue...

6656

Next Step

Back

6658

6660

FIG. 68

FIG. 69

6950

### Fee Calculator

Your Dispute is in accordance with: Commercial Dispute Resolution Procedures ← 6952

Claim Amount: 0 ← 6954

No. of Arbitrators required: 1 ← 6956

Filing Fee: \$3,250.00 ← 6958 [Fee Disclaimer](#)

\*To file a Commercial or a Construction claim, the claim must exceed \$10,000. Undisclosed claims and claims that are not for a monetary amount will be accepted.

Calculate Close

↑ 6960 ↑ 6962

FIG. 69

[illegible]

**You have the following claims/cases registered with the American Arbitration Association:**

**Your claim request is incomplete. You have not entered all the required information for filing this claim.**

Click **View** to view the details and continue with this claim. ← 7052

Click **Erase** to erase all the entered claim information. ← 7054

**Date of Filing: 11/01/2001**

### Pending Claim(s)

**You have the following pending claim(s). It is currently under review by the Case Manager. To view the details click on the Confirmation Number link. If you have any questions, please contact our Case Manager**

**Confirmation Number    Date of Filing**

002-2AL-56L 10/29/2001

002-4AV-XWF 10/12/2001

002-S2T-IE2 09/26/2001

002-07V-AH3 08/02/2001

7056

## View all cases ← 7058

**You have the following case(s) filed. To view the details click on the Confirmation Number link.**

Confirmation Number	Case Number	Status
---------------------	-------------	--------

002-Y3G-LOY 11-114-000062-01

002-LCV-XRN 11-489-L-000050-01

Active

Active

} 7060

FIG. 70

FIG. 71

7150

### Claim Summary

Case Info

Claims

Claimants

Respondents

7152

7154

7156

7158

Your dispute has been filed in accordance with: Commercial Dispute Resolution Procedures 

Edit

This Claim has been filed for: Arbitration

Hearing Locale Requested: New York, NY

Filing Fee: \$1,250.00

No. of Neutrals: 1

Arbitration Clause: Test Clause...

Edit Additional Info

7160

Continue

7166

FIG. 71

FIG. 72

7250

**Claim Summary**

Case Info

Claims

Claimants

Respondents

Edit

7254

7154

Claim Amount: \$1,000,000.00

Claim Description: Test Dispute... } 7252

FIG. 72

20100650

7350

**Claim Summary**

Case Info

Claims

Claimants

Respondents

Add Claimant

7354

7156

Name: Hamish Patel

Company:

Address: 335 Madison Ave  
New York, NY 10017

Tel: 212-716-3954

Fax: 212-716-5903

Email: patelh@adr.org

7352

Edit Claimant

7354

View Representatives

7356

Add Representative

7358

FIG. 73

7450

**Claim Summary**

Case Info

Claims

Claimants

Respondents

Back

7454

7156

Name: Ehab Taleb

Company:

Address: 101 Main ST

Flushing, NY 11735

Tel: (212)716-3959

Fax:

Email: talebe@adr.org

7452

Edit Representative

7454

FIG. 74

7550

**Claim Summary**

Case Info Claims Claimants Respondents

Add Respondent 7554 7558

Name: Ehab Taleb  
Company:  
Address: 101 Main ST  
Flushing, NY 11735  
Tel: 212-716-3959  
Fax:  
Email: talebe@adr.org

7552

Edit Respondent 7556  
View Representatives 7558  
Add Representative 7560

FIG. 75



7650

Pending Claim Summary

7652

7654

7656

7658

Case Info

Claims

Claimants

Respondents

Confirmation No.: 002-2AL-56L

7660

Confirmation No.: 002-2AL-56L

Your dispute has been filed in accordance with: Construction Industry Dispute Resolution Procedures

This Claim has been filed for: Mediation

Arbitration Clause: Arbitration Clause

Hearing Locale Requested: New York, NY

No. of Neutrals: 1

Caption: Yogesh Chaudhari and Harish Patel

7652

Back 7654

FIG. 76

✓ 7750

### Pending Claim Summary

7664

Case Info Claims Claimants Respondents

Confirmation No.: 002-2AL-56L

Claim Amount: \$567,829.00

Claim Description: Claim and the remedy sought

} 7752

FIG. 77

FIG. 78

7850

**Pending Claim Summary** 7656

Case Info

Claims

Claimants

Respondents

Confirmation No.: 002-2AL-56L

**Name:** Yogesh Chaudhan

**Company:**

**Address:** 335, Madison Ave,  
New York, NY 10017

**Tel:** 212-716-3949

**Fax:** 212-716-5903

**Email:** chaudhary@adr.org

7852

7854

View Representatives

FIG. 78

7950

**Pending Claim Summary** ← 7656

Case Info	Claims	Claimants	Respondents
Confirmation No: 002-2AL-56L			
← 7954			
<b>Back</b>			
Name: Ehab Taleb			
Company:			
Address: 335, Madison Ave			
New York, NY 10017			
Tel: (212)716-5837			
Fax: (212)716-5903			
Email: talebe@adr.org			

} 7952

FIG. 79

FIG. 80

8050

**Pending Claim Summary** 7658

Case Info Claims Claimants Respondents

Confirmation No: 002-2AL-56L

Name: Hamish Patel  
Company:  
Address: 335, Madison Ave  
New York, NY 10017  
Tel: 212-716-3954  
Fax: 212-716-5903  
Email: patelh@adr.org

8052

View Representatives 8054

FIG. 80

707 237 6660

8150

**Pending Claim Summary** 7658

Case Info Claims Claimants Respondents

Confirmation No: 002-2AL-56L

Back 8154

Name: Oggy Doytchinov  
Company:  
Address: 335, Madison Ave  
New York, NY 10017  
Tel: (212)716-3902  
Fax: (212)716-5903  
Email: DoytchinovO@adr.org

8152

FIG-81

FILED OCT 11 2001

8250  
↓

**Filed Case Summary**  
8252 8264 8256 8258 8260 8262 8264

Case Info Claims Claimants Respondents Message Board Hearings Documents

Confirmation No. 002-LCV:RN

If you have any questions, please contact the Case Manager

<b>Case No:</b>	11-489-L-000050-01	<b>Task Description</b>	<b>Due date</b>	<b>Date Completed</b>
<b>Case Manager:</b>	11 WEBUSER	Case Assigned	Oct 10, 2001	Oct 10, 2001
<b>Status:</b>	Active	Case Initiation	Oct 10, 2001	
<b>Hearing Locale:</b>	New York, NY	Arbitrator List Sent	Oct 11, 2001	Oct 11, 2001
<b>No. of Neutrals:</b>	1	Hearing Notice	Oct 11, 2001	Oct 11, 2001
<b>Caption:</b>	Hamish Patel and Oggy Doychinov and Ehab Taleb			

**Appointed Neutral(s):**

<b>Name</b>	<b>Type</b>	<b>Appointed By</b>
William P Kennedy	Arbitrator	List

Back

8256  
↓

8254  
}

8252  
}

8258  
↓

FIG. 82

## Rank Neutrals

8350

Neutral List

- Andreas Lowenfeld
- G. Marshall Abbey
- Ahmed Kamel Abul-Magd
- William Alexander III
- Nabil Antaki
- Fred Ashner
- Jose Astigarraga
- Wallace Baker
- Markham Ball

Ranked Neutral List

- Talal Al-Ghazzawi
- Henri Charles Alvarez
- Prakash Akolkar
- Carlos Alfaro
- Ian Anderson
- Victor Babiuc

8360

Move Up

8362

Move Down

8364

View Resume

8356

>>

8358

<<

8354

Finalize List ← 8366

Submit    Cancel

8368    8370

- To reject complete list, Leave all Neutrals to Original List, Check the Finalize List then click Submit button.
- You can not make changes to finalized list.

FIG. 83



8450

• Print Resume • Close Window •

Contact American Arbitration Association  
3 Phillips Lane  
Dover, MA 02030

**Commercial Panel**  
**William P. Alexander III,**  
**Esq.**

**Current Employer-Title** Law Office of William P. Alexander III - Owner

**Profession** Attorney - Business, International, Distributorship, Foreign-Owned U.S. Enterprises, Franchising, Construction; significant experience as arbitration counsel and arbitrator.

**Work History** Owner, Law Office of William P. Alexander III, 1988-present; Counsel, Dearborn and Ewing, 1985-88, Sponsored Attorney, Law Offices of I.S. Nazer, Al Khobar, Saudi Arabia, 1977-85; Projects Director, King Faisal Specialist Hospital and Research Centre, Riyadh, Saudi Arabia, 1975-77, State of Tennessee Judiciary, 1975

**Experience** Over 20 years in private law practice, specializing in international and construction law. Primarily represent companies in distributorships; acquisition of U.S. companies, property and assets by foreign interests; technology licensing; multinational joint ventures; worldwide product manufacturing, franchising and international trade.

FIG. 84

8550

**Filed Case Summary** 8254

Case Info Claims Claimants Respondents Message Board Hearings Documents

Confirmation No: 002-LCV-XRN

Add Claim/Counter Claim 8554

Current Claim Amount	\$40,000.00	<b>Claim History</b>	
		\$15,000.00 Oct 15, 01	
		\$20,000.00 Oct 15, 01	
		\$25,000.00 Oct 11, 01	
		\$30,000.00 Oct 11, 01	
Nature of Dispute and Remedy Sought			
<ul style="list-style-type: none"><li>Failure to perform house repairs</li><li>Vendor Agreement</li><li>Goods not received</li></ul>			

8556

8552

FIG. 85

8650

**Filed Case Summary**

Case Info

Claims

Claimants

Respondents

Message Board

Hearings

Documents

Confirmation No : 002-LCV-XRN

Name: Harnish Patel

Address: 100 Main St  
Flushing, NY 11735

Contact Info: E-Mail address: patelh@adr.org

8652

View Representatives

8654

FIG. 86

[illegible]

8256

Case Info Claims Claimants Respondents Message Board Hearings Documents

Confirmation No.: 002-LCV-NRN

Bank ← 8754

$$\left. \begin{array}{l} 1 \\ 2 \end{array} \right\} 8752$$

FIG. 87

8850

**Filed Case Summary**

Case Info

Claims

Claimants

Respondents

Message Board

Hearings

Documents

Confirmation No: 002-LCV-XRN

**Name:** Oggy Doychinov

**Company:** AAA

**Address:** 335 Madison Ave  
New York, NY 10017

**Contact Info:** Business: 212-716-3954  
E-Mail address: doychinovo@adr.org

8852

View Representatives

**Name:** Ehab Taleb

**Address:** 101 Main ST  
Flushing, NY 11735

**Contact Info:** E-Mail address: talebe@adr.org

8856

View Representatives

8854

8858

FIG. 88

8950

**Filed Case Summary**

← 8258

Case Info

Claims

Claimants

Respondents

Message Board

Hearings

Documents

Confirmation No: 002-LCV-MRN

← 8954

Case

Name: Oggy Doychinov

Company: AAA

Address: 335 Madison Ave  
New York, NY 10017

Contact Info: Business: 212-716-3954  
E-Mail address: doychinovo@adr.org

} 8952

FIG. 89

2040660

9050

Filed Case Summary

8260

Case Info

Claims

Claimants

Respondents

Message Board

Hearings

Documents

Confirmation No: 002-LCV-XRN

Post New Message

9054

Confirmation No.:002-LCV-XRN

Case No.:11-489-L-000050-01

Name	Message
Hamish Patel (Claimant)	<input type="checkbox"/> Posted on 2001-10-11 11:22:32.0 Test message....
Yogesh Chaudhari (Respondent's Representative)	<input type="checkbox"/> Posted on 2001-10-11 10:51:07.0 Test
Yogesh Chaudhan (Respondent's Representative)	<input type="checkbox"/> Posted on 2001-10-11 10:51:00.0 Test

9052

FIG.90

[illegible]

AG.91



9250

9252

**Filed Claim Summary**

Case Info

Claims

Claimants

Respondents

Message Board

Hearings

Documents

Show Active | Show All

Hearing List Sorted By Date:

<input type="checkbox"/> 9254	Date: Oct 31, 2001	Start Time: 10:00	End Time: 17:00	Status: Active
Hearing Place: American Arbitration Association 3 Phillips Lane ,Dover MA 02030				
<input type="checkbox"/>	Date: Oct 30, 2001	Start Time: 10:00	End Time: 17:00	Status: Active
Hearing Place: American Arbitration Association 3 Phillips Lane ,Dover MA 02030				
<input type="checkbox"/>	Date: Oct 29, 2001	Start Time: 10:00	End Time: 17:00	Status: Active
Hearing Place: American Arbitration Association 3 Phillips Lane ,Dover MA 02030				

Please select a reason for postponement

Please choose a reason for postponement

Request Postponement

Please check the hearings that you would like to postpone, select reason for postponement.  
A postponement request will be send to your case manger

8262

9260

9256

9258

FIG. 92

FILED OCT 20 2001

9350

Filed Case Summary

Case Info

Claims

Claimants

Respondents

Message Board

Hearings

Documents

Confirmation No.: 002-LCV-XRN

Upload

9354

To view/download a document click on the Document Name link

Document Name	Size	Type	Uploaded On	Uploaded By
<a href="#">CaseCaption.doc</a>	26KB	MS Word	10/16/2001 11 07AM	Claimant
<a href="#">Test.txt</a>	1KB	Text	10/13/2001 10.59AM	Claimant
<a href="#">html.doc</a>	161KB	MS Word	10/12/2001 10 44AM	Respondent Representative

8264

9352

FIG. 93

FIG. 94

9450

Upload Document

Path of file to Upload:

Browse...

Description:

The upload time may vary depending on your connection speed

Upload

Reset

Cancel

The maximum size of a file you can upload is 1.5MB. If you have a file with greater size, split it into parts.

You can upload file of any type. However, AAA prefers the following file formats:

- Text Files(TXT, WRI)
- Microsoft Word Document(DOC)
- Portable Document Format(PDF)
- HTML Document(HTML, HTM)
- Images(GIF, JPEG, JPG, BMP)

9452

9458

29454 29456

FIG. 94

FIG. 95

9550

### Fee Calculator

Your Dispute is in accordance with:

Commercial Dispute Resolution Procedures

Claim Amount\*:

20000

No. of Arbitrators required:

1

Filing Fee:

\$750.00

Calculate

Close

Fee Disclaimer

*\*To file a Commercial or a Construction claim, the claim must exceed \$10,000. Undisclosed claims and claims that are not for a monetary amount will be accepted.*

FIG. 95

← 9650

## Payment Form

Select Payment Method.

Payment Method

☒ Check ☐ Credit Card

### Making payment by check

Please select "check" and press continue for more information about where you should mail your check.  
Once payment is received, your file will be forwarded to the northeast case management center for administration.

### Making payment by credit card

Your credit card will be charged immediately and your file will be forwarded to the northeast case management center for administration.

[Continue](#)

← 9654

9652

FIG. 96

✓ 9750

## Online Filing Demand For Arbitration/Mediation Form

✓ 9752

**This concludes your filing.**

Thank you for submitting your claim to the AAA.

Your claim confirmation: 002-NV5-VFC

Please mail your check for \$750 along with a copy of this form and the claim confirmation number noted on your check to

American Arbitration Association

Attn: Annie Luongo, Case Management

335 Madison Ave, 10th floor

New York, NY 10017

To institute proceedings, please send a copy of this form and the Arbitration Agreement to the opposing party

Printable Page 

Your dispute has been filed in accordance with: Construction Industry Dispute Resolution Procedures

### Claims

Claim Amount: \$20,000.00

Claim Description: Failure to perform house repairs Vendor Agreement Goods not received

Arbitration Clause: Failure to perform house repairs Vendor Agreement Goods not received

Hearing Locale Requested: new york, NY

Filing Fee: \$750.00

No. of Neutrals: 1

### Claimant No: 1

Name: john smith

Address: 34 25 street  
new york, NY 10001

Tel: 778-898-4444

Email: john@email.com

### Respondent No: 1


Name: tony doe

Address: 1233 45 street  
new york, NY 10005

Tel: 778-258-3698

Email: tony@email.com

To institute proceedings, please send a copy of this form and the Arbitration Agreement to the opposing party

Printable Page 

Your demand for arbitration has been received.

Upon receipt of payment, this demand for arbitration/mediation will be successfully filed.

Now you can view your Claim/Cases, or continue with New Claim or Sign Out

↑ 9754

↑ 9756

↑ 9758

FIG. 97

[illegible]

} 9854

FIG. 98

FIG. 99

9950

**Payment**  
Enter new credit card information.  
Required information is indicated with a red triangle ( )

Card Type

☒ Visa ☐ MasterCard ☐ American Express

Credit Card Number

Expiration Date  
(mm/yyyy)

01 2001

Cardholder's Name  
(as it appears on the card)

Continue

Reset

9952

9954 9956

FIG. 99



FIG. 100

9960

**Payment Form**  
Edit credit card information —  
Required fields are indicated with a red triangle [ ].

**Account Settings**  
  
**\*\*\* Please supply a valid expiration date for your credit card. \*\*\***  
  

**Card Type**  
☐ Visa ☐ MasterCard ☒ American Express

**Credit Card Number**  
378546222021004

**Expiration Date**  
(mm/yyyy)  
01 2001

**Cardholder's Name**  
(as it appears on the card)  
John Smith

Continue

Reset

FIG. 100

FIG. 101

9970

[help](#)

**Billing Address**  
Your billing address must match the address where your credit card statement is sent.  
Please enter a new billing address below or select one from [Address Book](#)

Address

City

State or Province

Please choose a State or Province ▾

ZIP or Postal Code

Billing Phone

Continue

Reset

9974

9972

9976 9978

FIG. 101

9980

**Billing Address**

[help](#)

Your billing address must match the address where your credit card statement is sent.

Please choose a billing address below or enter a new one ← 9984

☐ 1212 broadway 10th , new york NY US 10001

☐ 34 - 25 st apt 2g , astona NY US 11025

} 9982

[Continue](#)

FIG. 102

9990

Review your Payment information. Press the "Submit" button when the information is correct

[help](#)

**Billing Address Information**

1212 broadway 10th,  
new york NY US 10001

[Change Billing Address](#)

**Credit Card Information**

Filing Fee = \$2750

john smith AMEX, \*\*\*\*\*1004, ExpDate 1/2007

[Change Credit Card](#)

9992

Submit

9994

(Please be patient while we process your information..)

FIG.103

9995  
↓

### Transaction Failed

Please see the error message, click on the browser back button and make the appropriate changes to your payment information, pay by check, or try again in 1 minute

**\*\* SSL failed to connect to host \*\***

FIG. 104

1570

**Normandy Application**

File Edit CaseManager Roster Of Neutrals Sales Desk Name / Address Scheduling System PreCase  
Maintenance Operations Window Help

Pre-Case

Pre-Case Id 381 Confirmation# 002 DZO WES  
Case Id   
 ↑ 1574

Pre-Case Parties Claims  
 ↑ 157b ↑ 1578

Type/Class 115 Q  
Rule Id AAA235 Commercial Rules  
Rule Date 09/01/2000

Pre-Case Status	A Active	Entry Date	09/25/2001
Admin Region	11 Boston	Source	WEB
Administrator	WEBUSER11	Process Type	Arbitration
Locale City	Denver	Contract Date	
Locale State	CO Colorado	Load Date	
Revenue Region	11 Boston	Status Date	10/09/2001
International	<input type="checkbox"/> Consumer Case <input type="checkbox"/>	Exp No of Arbs	1

Project 002 On-line filing

Record: 1/1 List of Values

1572

FIG. 105

0950403-1301

1670

**Normandy Application**

File Edit CaseManager Host Of Neutrals Sales Desk Name / Address Scheduling System PreCase  
Maintenance Operations Window Help

Pre-Case

Pre-Case Id 381 Confirmation# 002 DZO WES

Case Id

Clause Load Print Help

Pre-Case Parties Claims

**Parties**

1591

No	Type	Category	Caption	Pro se	Self Rep	Filed By
1	Claimant	07 Builder		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
2	Respondent	05 Owner		<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

View WEB Caption Insurance Info...

**Party Details**

Last Name	MI	First Name	Company	Ind Id	Org Id	Addr Id
Smith		John	Lewis Greenwald Clifton &	68702	24864	53309

Add Party Detail Modify Party Detail

**Representatives**

1672 1674

Last Name	MI	First Name	Company	Ind Id	Org Id	Addr Id
Bailey	A	Michael	M. A. Bailey & Associates, I	8436	6644	15373

Add Representative Modify Representative

1676 1678

Record 1/2

FIG. 106

FIG. 106

Normandy Application

File Edit CaseManager Roster Of Neutrals Sales Desk Name / Address Scheduling System PreCase  
Maintenance Operations Help

Pre-Case

Pre-Case Id 381 Confirmation# 002 020 WE9  
Case Id

Clause Load Print Help

Pre-Case Party Details

Parties  
No Ty  
1 Claim  
2 Resol

Party No 1 Smith, John  
Detail No 1 Include In Caption ☒ Receive Bill ☐  
Status Active  Receive Correspondence ☒

Last Name Smith MI First Name John  
Company Lewis Greenwald Clifton & Nikolaidis, PC  
Address 218 West 40th Street  
City New York State NY  
Zip 10018  
Phone 456 - 256 - 2563  
Fax - -  
Email talebe@adr.org  
Ind Id 68702  
Org Id 24864  
Addr Id 53309

Party Del  
Last No  
Smith

Represent  
Last No  
Bailey

Create New Name & Address

Lookup Name & Address Clear Name & Address Close

Record: 1/1

FIG. 107



1870

**Normandy Application**

File Edit CaseManager Roster Of Neutrals Sales Desk Name / Address Scheduling System PreCase  
Maintenance Operations Window Help

Pre-Case

Pre-Case Id 381 Confirmation# 002 DZO WE9

Case Id

Clause Load Print Help

**Representative Details**

Parties

No T

1 Claims

2 Resor

Party No 1 Bailey, Michael

Rep No 1

Status Active

Receive Correspondence ☐

Receive Bill ☐

Last Name Bailey MI A First Name Michael

Company M. A. Bailey & Associates, Inc.

Address 1770 India Hook Road

City Rock Hill State SC

Zip 29732 0

Phone 803 - 36 - 6-2278

Fax 803 - 32 - 4-7659

Email

Ind Id 8436

Org Id 6644

Addr Id 15373

Create New Name & Address

Lookup Name & Address Clear Name & Address Close

Record: 1/1

FIG.108

1970

**Normandy Application**

File Edit CaseManager Roster Of Neutrals Sales Desk Name / Address Scheduling System PreCase  
Maintenance Operations Window Help

Pre-Case

Pre-Case Id 381 Confirmation# 002 DZO WES

Case Id

Clause Load Print Help

Pre-Case Parties Claims

1578

**Claims**

Claim No	Claim Type	Amount Type	Amount	Fee
1	Claim	Specific Amount	5455.00	500.00
2	Claim	Specific Amount	40000.00	750.00

Add Claim Modify Claim

1972 1974

**Nature of Dispute**

Issue No	Issue Type	Issue Text
1	CND37	Contractor/owned dispute re incentive compensation

Record 1/2

FIG.109

107237 20405660

TOP SECRET 2040660

**Normandy Application**

File Edit CaseManager Roster Of Neutrals Sales Desk Name / Address Scheduling System PreCase  
Maintenance Operations Help

Pre-Case

Pre-Case Id 381 Confirmation# 002 020 WES  
Case Id

Class Load Print Help  
1978

Pre-Case Parties Claims

Claim Details

Claim 1  
2

Claim Num 1 Amount 5455.00  
Amount Type Specific Amount Fee 500.00  
Claim Type Claim Received Date 09/25/2001  
Document Type Demand Document Date

Nat Payment Type Check Check Number 14234567890  
Issl Payment Vfy User MAKNOORR Payment Date 10/09/2001

1

Close

Record: 1/1

FIG.110

**Normandy Application**

File Edit CaseManager Roster Of Neutrals Sales Desk Name / Address Scheduling System PreCase  
Maintenance Operations Window Help

Pre-Case

Pre-Case Id 381 Confirmation# 002 DZO WE9

Case Id 112001000066

Clause Load Print Help

Pre-Case Parties Claims

Type/Class 115 Q

Rule Id AAA235 Commercial Rules

Rule Date 09/01/2000

1980

**Forms**

Pr CASE WAS SUCESSFULLY LOADED TO NORMANDY Case No: 11 115 Q 661

OK

Revenue Region 11 Boston Status Date 10/26/2001

International ☐ Consumer Case ☐ Exp No of Arbs 1

Project 002 On-line filing

CASE WAS SUCESSFULLY LOADED TO NORMANDY Case No: 11 115 Q 661

Record: 1/1 List of Values

FIG.111

FIG. 112

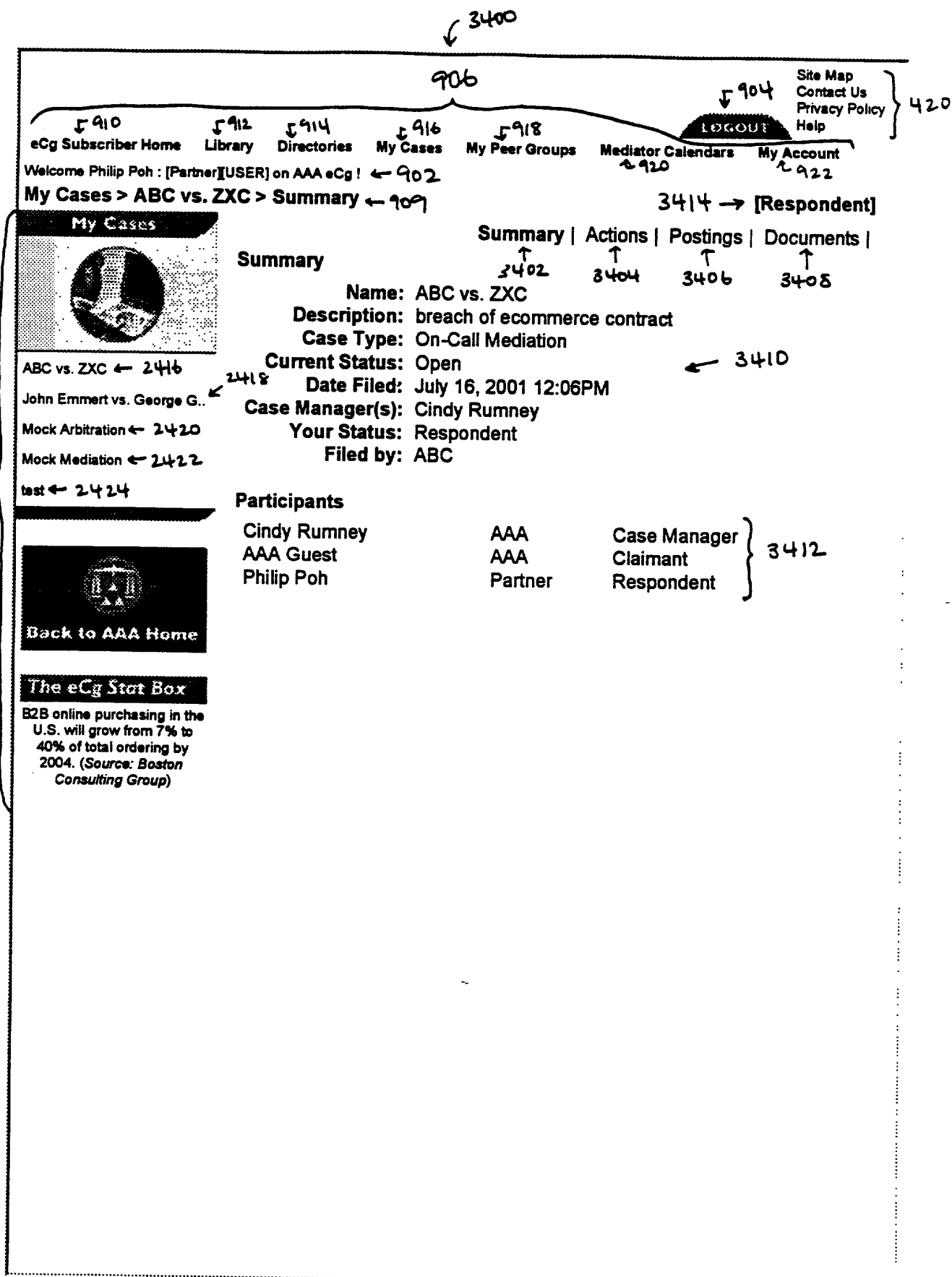


FIG. 112

FIG. 113

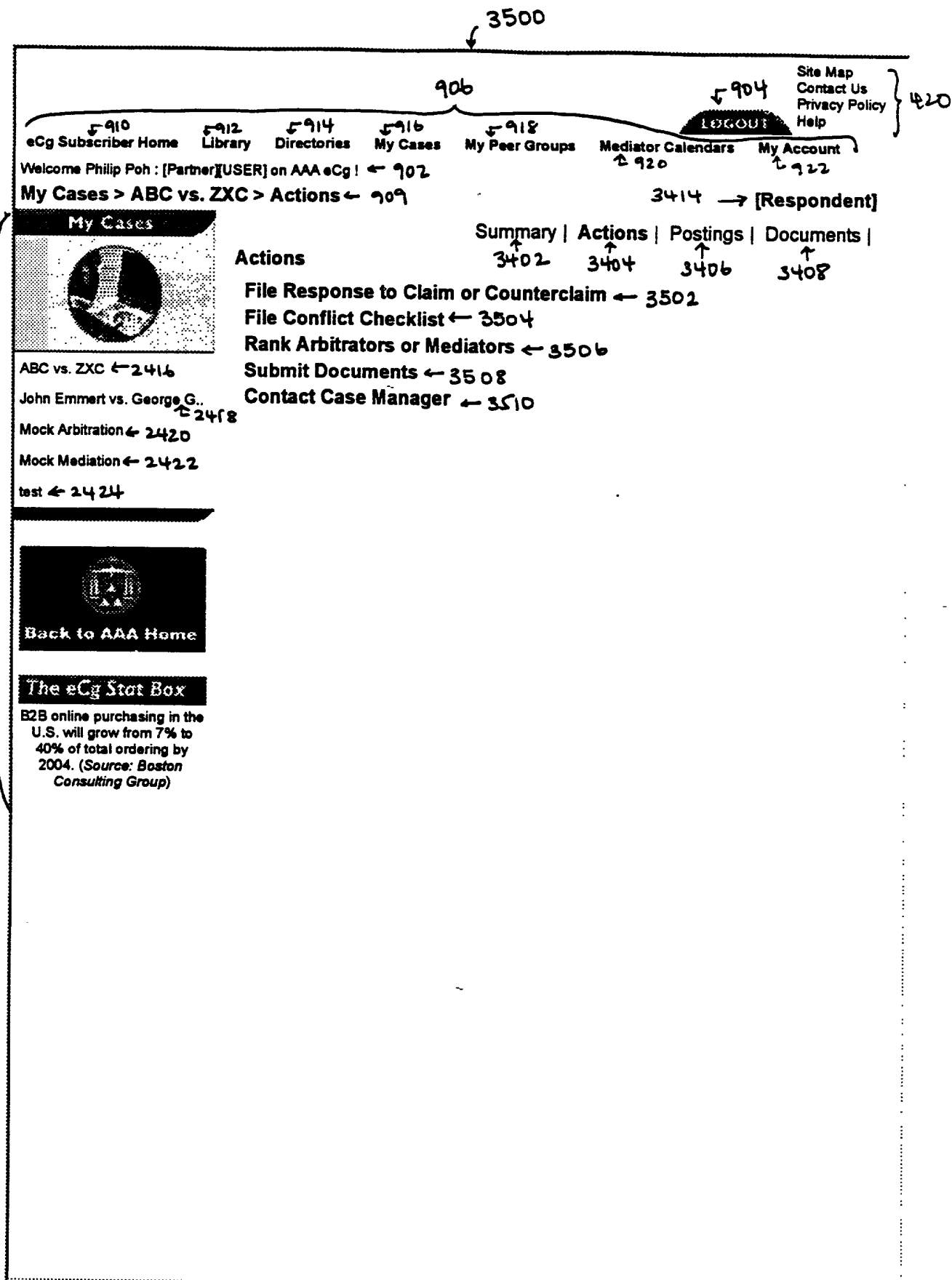


FIG. 113

3600

906
904 ↴

Site Map  
 Contact Us  
 Privacy Policy  
 Help

---

910
912
914
916
918
920


eCg Subscriber Home
Library
Directories
My Cases
My Peer Groups
Mediator Calendars
My Account

---

Welcome Philip Poh : [Partner][USER] on AAA eCg ! ← 902

**My Cases > ABC vs. ZXC > Actions** ← 909

My Cases



ABC vs. ZXC ← 2416

John Emmert vs. George G.. ← 2418

Mock Arbitration ← 2420

Mock Mediation ← 2422

test ← 2424

Summary | Actions | Postings | Documents

← 3402   ← 3404   ← 3406   ← 3408

**Actions > File Response to Claim or Counterclaim**

Date: 10/08/2001

Response Type: Respondent Denies the Claim in its entirety ← 3602

Nature of Counterclaim:  ← 3604

Relief Sought \$:  ← 3606

Comment:  ← 3608

Submit Cancel  
↑ ↑  
3610 3612

Back to AAA Home

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2402
2040555

FIG. 114

3700
906
904
LOGOUT
420

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**My Cases > ABC vs. ZXC > Actions**

**My Cases**



ABC vs. ZXC

John Emmert vs. George G.

Mock Arbitration

Mock Mediation

test

**Actions > File Conflict Checklist**

In order to avoid the possibility that potential arbitrators will have conflicts of interest, the parties are requested to list the names of all persons, in witnesses, firms, companies, or other entities that may be involved in this case to avoid conflicts of interest, the parties are also requested to list subsidiary and related entities.

Name	Company/Affiliation	City/State/Country

**Submit**

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3702

3704

3706

3708

FIG. 115



3800
906
904
Site Map  
Contact Us  
Privacy Policy  
Help
}
420

910 [eCg Subscriber Home](#)
912 [Library](#)
914 [Directories](#)
916 [My Cases](#)
918 [My Peer Groups](#)
920 [Mediator Calendars](#)
922 [My Account](#)

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Welcome Philip Poh : [Partner][USER] on AAA eCg! 902

**My Cases > ABC vs. ZXC > Actions** 909 3414 → [Respondent]

My Cases

ABC vs. ZXC ← 2416

John Emmert vs. George G. ← 2418

Mock Arbitration ← 2420

Mock Mediation ← 2422

test ← 2424

[Summary](#) | [Actions](#) | [Postings](#) | [Documents](#) |  
↑ 3402    ↗ 3404    ↑ 3406    ↑ 3408

**Actions > List for the Selection of On Call Mediator**

The parties are encouraged to agree upon an mediator and advise the Association of their agreement by the deadline indicated in the Postings. Absent the agreement of the parties, each party shall strike the names objected to, number the remaining names in order of preference and submit the form. Please use a 0 to identify your strikes. If the ranking field is left blank, it will be considered a strike. If the list of mediators is not returned by the date specified, the mediator will be appointed as authorized by the Rules.

	Bruce Meyerson ← 3802	3806 → View Availability
	Deborah Rothman	View Availability
	Kent Stuckey	View Availability
	Michele Garrick Nave	View Availability
	Paul Nicolai	View Availability
	Robert Zylowski	View Availability
	Thomas J. Brewer	View Availability
	William H. Schroder	View Availability
	ed lahey	View Availability

Biographical information on the panelist can be found in the documents area of this case.

If this list is not submitted by the due date, all names will be deemed acceptable. If an appointment cannot be made from this list, the Association may appoint the mediator without the submission of an additional list.

**Mediator Compensation**

Mediators are compensated at the rates stated on their panel biography, and the parties advance the cost of such compensation to the Association. Each party shall make such deposits with the American Arbitration Association in accordance with the rules.

This compensation is an independent obligation of the parties, and it is understood that the American Arbitration Association has no liability, direct or indirect, for such payments.

**Submit**  
↑  
3808

**Cancel**  
↑  
3810

✓ 3900

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Contact Us  
Privacy Policy  
Help

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My Cases > ABC vs. ZXC > Actions

[Respondent]

My Cases



ABC vs. ZXC  
John Emmert vs. George G..  
Mock Arbitration  
Mock Mediation  
test



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Summary | Actions | Postings | Documents |

Actions > List for the Selection of On Call Mediator

The parties are encouraged to agree upon an mediator and advise the Association of their agreement by the deadline indicated in the Postings. Absent the agreement of the parties, each party shall strike the names objected to, number the remaining names in order of preference and submit the form. Please use a 0 to identify your strikes. If the ranking field is left blank, it will be considered a strike. If the list of mediators is not returned by the date specified, the mediator will be appointed as authorized by the Rules.

0	Bruce Meyerson	View Availability
0	Deborah Rothman	View Availability
1	Kent Stuckey	View Availability
2	Michele Garrick Nave	View Availability
3	Paul Nicolai	View Availability
7	Robert Zylowski	View Availability
6	Thomas J. Brewer	View Availability
5	William H. Schroder	View Availability
4	ed lahey	View Availability

Biographical information on the panelist can be found in the documents area of this case.

If this list is not submitted by the due date, all names will be deemed acceptable. If an appointment cannot be made from this list, the Association may appoint the mediator without the submission of an additional list.

Mediator Compensation

Mediators are compensated at the rates stated on their panel biography, and the parties advance the cost of such compensation to the Association. Each party shall make such deposits with the American Arbitration Association in accordance with the rules.

This compensation is an independent obligation of the parties, and it is understood that the American Arbitration Association has no liability, direct or indirect, for such payments.

Submit   Cancel

FIG. 117

4000

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Privacy Policy  
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Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > ABC vs. ZXC > Actions

[Respondent]

My Cases



Summary | Actions | Postings | Documents |

Actions > List for the Selection of On Call Mediator

List for the Selection of On Call Mediator Submitted ← 4002

ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test



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40% of total ordering by  
2004. (Source: Boston  
Consulting Group)

FIG. 118

FIG. 118

PDF FILE 20405550

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[Privacy Policy](#)  
[Help](#)

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[Respondent]

My Cases > ABC vs. ZXC > Actions

Summary | Actions | Postings | Documents

My Cases



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation


test

Actions > Submit Documents

Local File:

Browse...

Description:

  
[Back to AAA Home](#)

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↑  
4106

↑  
4108

Add

Cancel

FIG. 119

4200

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Contact Us  
Privacy Policy  
Help

LOGOUT

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Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > ABC vs. ZXC > Actions

[Respondent]

Summary | Actions | Postings | Document

Actions > Contact Case Manager

Subject:

Message:


4204

Send   Cancel

↑   ↑

4206   4208

test

  
Back to AAA Home

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FIG. 120

FIG. 120

4300

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Contact Us  
Privacy Policy  
Help

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Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > ABC vs. ZXC > Postings

[Respondent]

My Cases



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test

Summary | Actions | Postings | Documents |

3406

Postings

Cindy Rumney

4302

I would like to take this opportunity to introduce myself as your Case Manager. I can be reached at 1-866-249-7472 during the hours of 8:30 to 4:30 Central Time. You can also use Contact Case Manager under the Actions tab to contact me.

Posted by: Cindy Rumney on 07/16/01


Phil Poh

4306

Phil Poh

4308

Answer 4304



Back to AAA Home

The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

FIG. 121

FIG. 121

Answer

4400

4402

4404

Name:

Description:

Add Cancel

↑ ↑

4406 4408

FIG. 122

4406 4408

4500

Site Map  
Contact Us  
Privacy Policy  
Help

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Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > ABC vs. ZXC > Documents

[Respondent]

My Cases




ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test




Back to AAA Home

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Summary | Actions | Postings | Documents |


Documents

 List for the Selection of On Call Mediator ← 4502

Case Action: List for the Selection of On Call Mediator

M-R Posted by: Philip Poh on 10/08/01

View ← 4504


 Mediator Biographies.doc

No Description..

M-CR Posted by: Cindy Rumney on 07/16/01

1KB

Download ← 4506


 Receipt of Request for On Call Mediation.doc

No Description.

M-CR Posted by: Cindy Rumney on 07/16/01

25KB

Download

 Claim Form

File a Claim: Initial Claim Form.

MNCR Posted by: Cindy Rumney on 07/16/01

37KB

View

1KB

TOP SECRET 2040550

FIG. 123



## Form Display > List for the Selection of On Call Mediator

**Posted by: Philip Poh [Respondent] on 10/08/01**

The parties are encouraged to agree upon an mediator and advise the Association of their agreement by the deadline indicated in the Postings. Absent the agreement of the parties, each party shall strike the names objected to, number the remaining names in order of preference and submit the form. Please use a 0 to identify your strikes. If the ranking field is left blank, it will be considered a strike. If the list of mediators is not returned by the date specified, the mediator will be appointed as authorized by the Rules.

<b>Bruce Meyerson</b>	<b>0</b>
<b>Deborah Rothman</b>	<b>0</b>
<b>Kent Stuckey</b>	<b>1</b>
<b>Michele Garrick Nave</b>	<b>2</b>
<b>Paul Nicolai</b>	<b>3</b>
<b>ed lahey</b>	<b>4</b>
<b>William H. Schroder</b>	<b>5</b>
<b>Thomas J. Brewer</b>	<b>6</b>
<b>Robert Zylowski</b>	<b>7</b>

Biographical information on the panelist can be found in the documents area of this case.

If this list is not submitted by the due date, all names will be deemed acceptable. If an appointment cannot be made from this list, the Association may appoint the mediator without the submission of an additional list.

### Mediator Compensation

Mediators are compensated at the rates stated on their panel biography, and the parties advance the cost of such compensation to the Association. Each party shall make such deposits with the American Arbitration Association in accordance with the rules.

This compensation is an independent obligation of the parties, and it is understood that the American Arbitration Association has no liability, direct or indirect, for such payments.

**Close**

FIG. 124

**Paul Peter Nicolai, Esq.**  
**Springfield, MA**

**Current Employer/Title** Nicolai Law Group, P.C. - President

**Profession** Attorney

**Work History** President, Nicolai Law Group, P.C., 1990-present; Principal, Nicolai Law Offices, 1988-90; Company Counsel/Staff Counsel/Assistant Clerk, Friendly Ice Cream Corporation, 1976-88.

**Experience** Lawyer representing public and private companies and divisions of international companies. Experience includes in-house general counsel of a multistate restaurant company working with the legal department of a Fortune 300 food manufacturer. Actively works in acquisitions; complex contracts; intellectual property transactions, development, protection, and documentation; trademark, copyright, and trade secrets; entity structuring; shareholder and partner relations and disputes; private placements; venture capital; commercial real estate; commercial borrowing; employment; international contracting; Internet and information processing and exchange; arbitration; mediation; civil litigation; antitrust compliance; government contracting; marine services; securities; unfair trade practices; mergers and divestitures; construction law; and professional services, including legal, accounting, credit and credit reporting, insurance, and medical. Clients engaged in heavy machinery; software and high technology development including marine, broadcasting, Internet, telecommunications, data warehousing, and tax assessment and collection; intellectual property based companies including game developers, credit reporting and database companies, and engineering consultants; general contract construction companies; aircraft maintenance; accounting firms; medical professionals; food manufacturers; restaurants; insurance agencies; property management; real estate and securities brokerages; financial advisors; real estate developers; franchisors; utilities service companies; and others.

**Alternative Dispute  
Resolution Experience**

Member of AAA Commercial Regional Panel since 1990. Member of Massachusetts Bar Association Fee Arbitration Panel since 1996. Member of Hampden County Bar Association Arbitrator Panel since 1997. Litigated cases before arbitration panels from NASD, AAA, and private panels or arbitrators. Conducted hundreds of mediations and arbitrations as a member of

FIG. 125

This will acknowledge receipt of a request for an On Call Mediation, of a controversy arising out of a contract between the above-captioned parties, containing a clause providing for administration by this Association. A copy of our Commercial Dispute Resolution Procedures, as amended and in effect September 1, 2000, may be found in the Library.

Absent a response within 24 hours of this posting, we assume that the parties are in agreement to proceed with administration under the AAA's Model Procedures for On Call Mediation. A copy of these procedures can also be found in the Library.

Please review the Rank Arbitrators or Mediators form under the Actions tab and follow the directions on the form. Neutral biographies can be found under the Documents tab. We encourage the parties to agree to a mediator and advise the Association of your selection within 24 hours of this posting. If the parties are unable to agree upon a mediator, the AAA shall appoint one.

We direct the parties' attention to the Mediator Calendars menu item on the toolbar. The availability of each mediator can be reviewed to assist the parties in selecting a mediator, and scheduling a mediation session by conference call.

Please utilize Contact Case Manager form under the Actions tab to communicate regarding mediator selection and scheduling. The Case Manager is available to assist the parties throughout this process.

We ask both parties to complete the Conflicts Checklist form within 24 hours. The form can also be found under the Actions tab. Please list those witnesses you expect to present, as well as any persons or entities with an interest in these proceedings. This form will have restricted viewing and will only be accessible by the submitting party, the Mediator, and the Case Manager.

Sincerely,  
Case Manager

Form Display > Claim Form

Does your agreement have a clause providing for administration by the American Arbitration Association?

☒ Yes (Please note that if there is no agreement to use American Arbitration Association services, we will have no authority to proceed with this matter unless the parties agree to submit this case to the AAA)

☐ If not, check here if all parties agree to submit this case to AAA

Does your agreement stipulate the use of the American Arbitration Association *Supplementary Procedures for Online Arbitration*? [Click here to review these procedures.](#)

☒ Yes (Please note that if there is no agreement to use American Arbitration Association *Supplementary Procedures for Online Arbitration*, we will not be able to proceed with this claim using an online process unless the parties agree to use the AAA *Supplementary Procedures for Online Arbitration*)

☐ If not, check here if all parties agree to use of the American Arbitration Association *Supplementary Procedures for Online Arbitration*

\*Please note that by completing this form and submitting the claim, you have authorized the American Arbitration Association to begin proceedings.

Resolution Process: On-Call Mediation

Filing Date: 07/16/01

Claimant (Filing Party)

Company: ABC

Representative:

Firm Name: ABC

Address: 5 ABC st.

City/State/ZIP/Country: NY NY 10019 USA

Phone: 212-716-5800

Fax: 212-716-5910

E-mail: abc@abc.com

Respondent 1

Company: ZXC

Representative:

Firm Name: ZXC

Address: ZXC st.

City/State/ZIP/Country: NY NY10019 USA

Phone: 2122321000

Fax: 2122321001

E-mail: zxc@zxc.com

Other

Contract/Transaction ID: 0000

Nature of Dispute: breach of ecommerce contract

Relief Sought: damages in the amount of \$2000

FIG. 127

0390403-4301  
TPT 2040660

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Site Map  
Contact Us  
Privacy Policy  
Help

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Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > John Emmert vs. George George > Summary

[Claimant]

My Cases

Summary | Actions | Postings | Documents |



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test

### Summary

**Name:** John Emmert vs. George George  
**Description:** consultant dispute on quality of work  
**Case Type:** Documents-Only Arbitration  
**Current Status:** Open  
**Date Filed:** June 14, 2001 12:32PM  
**Case Manager(s):** Cindy Rumney  
**Your Status:** Claimant  
**Filed by:** John Emmert

### Participants

Cindy Rumney	AAA	Case Manager
Philip Poh	Partner	Claimant
AAA Guest	AAA	Respondent



Back to AAA Home

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**My Cases > John Emmert vs. George George > Actions**

**[Claimant]**

**My Cases**



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### Actions

[File Conflict Checklist](#)  
[Rank Arbitrators or Mediators](#)  
[Submit Documents](#)  
[Contact Case Manager](#)

ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test



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### The eCg Stat Box

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U.S. will grow from 7% to  
40% of total ordering by  
2004. (Source: Boston  
Consulting Group)

FIG. 129

Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > John Emmert vs. George George > Postings

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My Cases



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test



Back to AAA Home

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Summary | Actions | Postings | Documents |

Postings



Cindy Rumney

Answer

I would like to take this opportunity to introduce myself as your Case Manager. I can be reached at 1-866-249-7472 during the hours of 8:30 to 4:30 Central Time. You can also use the Contact Case Manager under the Actions tab to contact me.

Posted by: Cindy Rumney on 06/14/01



Cindy Rumney

Answer

This will confirm that we did not receive a response from the Respondent. Please review the Rank Arbitrators or Mediators form under the Actions tab and follow the directions on the form. Neutral biographies can be found under the Documents tab. The parties shall submit their preferences within seven (7) days of this posting.

Posted by: Cindy Rumney on 08/06/01



Cindy Rumney

Answer

In accordance with Section 20 of the Procedures, the parties shall submit their initial briefs within seven (7) days of this posting. Said briefs may not exceed six thousand words, exclusive of any exhibits.

Posted by: Cindy Rumney on 08/07/01

Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > John Emmert vs. George George > Documents

[Claimant]

My Cases



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

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The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

Summary | Actions | Postings | Documents |

Documents

- |  |          |
|--|----------|
|  <b>List for the Selection of an Arbitrator (Expedited)</b> | View     |
| Case Action: List for the Selection of an Arbitrator (Expedited)   |          |
| M-C- Posted by: John Emmert on 08/10/01  |          |
|  | 1KB      |
|  <b>List for the Selection of an Arbitrator (Expedited)</b> | View     |
| Case Action: List for the Selection of an Arbitrator (Expedited)   |          |
| M-C- Posted by: Philip Poh on 08/06/01   |          |
|  | 1KB      |
|  <b>Arbitrator Bios - Sample.doc</b>                        | Download |
| No Description.  |          |
| M-CR Posted by: Cindy Rumney on 08/06/01   |          |
|  | 62KB     |
|  <b>Receipt of a Demand for Arbitration.doc</b>             | Download |
| No Description.  |          |
| M-CR Posted by: Cindy Rumney on 06/14/01   |          |
|  | 35KB     |
|  <b>Claim Form</b>  | View     |
| File a Claim: Initial Claim Form.  |          |
| MNCR Posted by: Cindy Rumney on 06/12/01   |          |
|  | 1KB      |



**Form Display > List for the Selection of an Arbitrator (Expedited)**

**Posted by: Philip Poh [Claimant] on 08/06/01**

The parties are encouraged to agree upon an arbitrator and advise the Association of their agreement by the deadline indicated in the Postings. Absent the agreement of the parties, each party shall strike up to two names objected to, number the remaining names in order of preference and submit the form. Please use a 0 to identify your strikes. If the ranking field is left blank, it will be considered a strike. If the list of arbitrators is not returned by the date specified, the arbitrator will be appointed as authorized by the Rules.

<b>Michele Garrick Nave, Esq.</b>	0
<b>Thomas J. Brewer, Esq.</b>	0
<b>Paul Peter Nicolai, Esq.</b>	1
<b>Edward V. Lahey, Esq</b>	2
<b>Richard K. Jeydel, Esq.</b>	3

Biographical information on the panelist can be found in the documents area of this case.

If this list is not submitted by the due date, all names will be deemed acceptable. If an appointment cannot be made from this list, the Association may appoint the arbitrator without the submission of an additional list.

**Arbitrator Compensation**

Arbitrators are compensated at the rates stated on their panel biography, and the parties advance the cost of such compensation to the Association subject to final apportionment in the award. Each party shall make such deposits with the American Arbitration Association in accordance with the rules.

This compensation is an independent obligation of the parties, and it is understood that the American Arbitration Association has no liability, direct or indirect, for such payments.

**Close**

FIG.132

Richard K. Jeydel, Esq.  
Michele Garrick Nave, Esq.  
Thomas J. Brewer, Esq.  
Edward V. Lahey, Jr., Esq.  
Paul Peter Nicolai, Esq.

**Richard K. Jeydel, Esq.**  
**New York, NY**

<b>Current Employer/Title</b>	Kanematsu USA Inc. – Senior Vice President, Secretary, General Counsel
<b>Profession</b>	Attorney
<b>Work History</b>	Senior Vice President, Secretary and General Counsel, Kanematsu USA Inc., 1991-present; Vice President/General Counsel/Corporate Counsel, Kanematsu-Gosho USA, Inc., 1976-91; Associate, McCarter & English, 1976-79; Captain, Judge Advocate General Corps, U.S. Army, 1975-76.
<b>eCommerce Experience</b>	Represents the U.S. subsidiary of a major Japanese trading company with a focus on semiconductor, software and other high-tech products. As a member of the AAA commercial and international arbitrator and mediator panels, handled a significant number of cases in these areas, some of which involved eCommerce issues. Experience with clients in their B2B forays.
<b>Other Experience</b>	Practice focuses on corporate, international, and litigation law. Represents a major Japanese trading company with business in nearly every field throughout the world. Work is split between drafting and negotiating contracts (distribution, joint ventures, investment, and construction) and litigation/arbitration/mediation.
<b>Alternative Dispute</b>	Attended AAA Mediator Conference, New Orleans, 3/01; AAA



This will acknowledge receipt of a Demand for Arbitration, of a controversy arising out of a contract between the above-captioned parties, containing a clause providing for administration by this Association. A copy of our Commercial Dispute Resolution Procedures, as amended and in effect September 1, 2000, may be found in the Library.

Absent a response within seven (7) days of this posting, we assume that the parties are in agreement to proceed with administration under the AAA's Model Procedures for Documents Only Arbitration. A copy of these procedures can also be found in the Library.

Respondent's attention is directed to Section 4 of the Procedures. If Respondent does not answer within seven (7) days, we will assume that the claim is denied. If Respondent wishes to answer and/or counterclaim, complete the appropriate form under the Actions tab.

We ask both parties to complete the Conflicts Checklist form within seven (7) days. The form can be found under the Actions tab. Please list those witnesses you expect to present, as well as any persons or entities with an interest in these proceedings. This form will have restricted viewing and will only be accessible by the submitting party, the Arbitrator, and the Case Manager.

Sincerely,  
Case Manager

0590432-1490  
TOTAL 20406650

FIG 134

This will acknowledge receipt of a Demand for Arbitration, of a controversy arising out of a contract between the above-captioned parties, containing a clause providing for administration by this Association. A copy of our Commercial Dispute Resolution Procedures, as amended and in effect September 1, 2000, may be found in the Library.

Absent a response within seven (7) days of this posting, we assume that the parties are in agreement to proceed with administration under the AAA's Model Procedures for Documents Only Arbitration. A copy of these procedures can also be found in the Library.

Respondent's attention is directed to Section 4 of the Procedures. If Respondent does not answer within seven (7) days, we will assume that the claim is denied. If Respondent wishes to answer and/or counterclaim, complete the appropriate form under the Actions tab.

We ask both parties to complete the Conflicts Checklist form within seven (7) days. The form can be found under the Actions tab. Please list those witnesses you expect to present, as well as any persons or entities with an interest in these proceedings. This form will have restricted viewing and will only be accessible by the submitting party, the Arbitrator, and the Case Manager.

Sincerely,  
Case Manager

Form Display > Claim Form

Does your agreement have a clause providing for administration by the American Arbitration Association?

☐ Yes (Please note that if there is no agreement to use American Arbitration Association services, we will have no authority to proceed with this matter unless the parties agree to submit this case to the AAA)

☐ If not, check here if all parties agree to submit this case to AAA

Does your agreement stipulate the use of the American Arbitration Association *Supplementary Procedures for Online Arbitration*? [Click here to review these procedures.](#)

☐ Yes (Please note that if there is no agreement to use American Arbitration Association *Supplementary Procedures for Online Arbitration*, we will not be able to proceed with this claim using an online process unless the parties agree to use the AAA *Supplementary Procedures for Online Arbitration*.)

☐ If not, check here if all parties agree to use of the American Arbitration Association *Supplementary Procedures for Online Arbitration*

\*Please note that by completing this form and submitting the claim, you have authorized the American Arbitration Association to begin proceedings.

Resolution Process: Documents-Only Arbitration

Filing Date: 06/12/01

Claimant (Filing Party)

Company: John Emmert

Representative: William K. Slate II

Firm Name: AAA

Address: 335 Madison Ave.

City/State/ZIP/Country: New York, NY 11530

Phone: 212-716-3934

Fax: 212-716-5901

E-mail: emmertj@adr.org

Respondent 1

Company: George George

Representative:

Firm Name: XXX

Address: 123 boll rd

City/State/ZIP/Country: NY,NY,10012

Phone: 212-484-4800

Fax: 212-484-4800

E-mail: george@hotmail.com

Other

Contract/Transaction ID: 123-45-678

Nature of Dispute: consultant dispute on quality of work

Relief Sought: 1000000

FIG. 135

Welcome Philip Poh : [Partner][USER] on AAA eCg !

**My Cases > Mock Arbitration > Summary**

**[Claimant]**

**My Cases**



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test

**Summary | Actions | Postings | Documents |**

**Summary**

**Name:** Mock Arbitration

**Description:** Parts delivered do not meet specifications as provided in the purchase order.

**Case Type:** Documents-Only Arbitration

**Current Status:** Open

**Date Filed:** June 27, 2001 01:01PM

**Case Manager(s):** Rob Zylowski Cindy Rumney

**Your Status:** Claimant

**Filed by:** Meyerson Manufacturing

**Participants**

Rob Zylowski  
Cindy Rumney  
Philip Poh

RapidApp  
AAA  
Partner

Case Manager  
Case Manager  
Claimant



**Back to AAA Home**

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Privacy Policy  
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**My Cases > Mock Arbitration > Actions**

**[Claimant]**

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ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

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[Summary](#) | [Actions](#) | [Postings](#) | [Documents](#) |

### Actions

[File Conflict Checklist](#)

[Rank Arbitrators or Mediators](#)

[Submit Documents](#)

[Contact Case Manager](#)



[Back to AAA Home](#)

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FIG. 137

Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > Mock Arbitration > Actions

[Claimant]

My Cases



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test



Back to AAA Home

#### The eCg Stat Box

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Summary | Actions | Postings | Documents |

#### Actions > List for the Selection of an Arbitrator (Expedited)

The parties are encouraged to agree upon an arbitrator and advise the Association of their agreement by the deadline indicated in the Postings. Absent the agreement of the parties, each party shall strike up to two names objected to, number the remaining names in order of preference and submit the form. Please use a 0 to identify your strikes. If the ranking field is left blank, it will be considered a strike. If the list of arbitrators is not returned by the date specified, the arbitrator will be appointed as authorized by the Rules.

- ☐ Ed Lahey, Esq.
- ☐ Jonathan Bain, Esq.
- ☐ Paul Nicolai, Esq.
- ☐ Thomas J. Brewer, Esq.
- ☐ William Welch, Esq.

Biographical information on the panelist can be found in the documents area of this case.

If this list is not submitted by the due date, all names will be deemed acceptable. If an appointment cannot be made from this list, the Association may appoint the arbitrator without the submission of an additional list.

#### Arbitrator Compensation

Arbitrators are compensated at the rates stated on their panel biography, and the parties advance the cost of such compensation to the Association subject to final apportionment in the award. Each party shall make such deposits with the American Arbitration Association in accordance with the rules.

This compensation is an independent obligation of the parties, and it is understood that the American Arbitration Association has no liability, direct or indirect, for such payments.

Submit Cancel



Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > Mock Arbitration > Actions

[Claimant]

My Cases



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test



Back to AAA Home

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Summary | Actions | Postings | Documents |

Actions > List for the Selection of an Arbitrator (Expedited)

The parties are encouraged to agree upon an arbitrator and advise the Association of their agreement by the deadline indicated in the Postings. Absent the agreement of the parties, each party shall strike up to two names objected to, number the remaining names in order of preference and submit the form. Please use a 0 to identify your strikes. If the ranking field is left blank, it will be considered a strike. If the list of arbitrators is not returned by the date specified, the arbitrator will be appointed as authorized by the Rules.

- |                                |                        |
|--------------------------------|------------------------|
| <input type="text" value="0"/> | Ed Lahey, Esq.         |
| <input type="text" value="1"/> | Jonathan Bain, Esq.    |
| <input type="text" value="2"/> | Paul Nicolai, Esq.     |
| <input type="text" value="3"/> | Thomas J. Brewer, Esq. |
| <input type="text" value="0"/> | William Welch, Esq.    |

Biographical information on the panelist can be found in the documents area of this case.

If this list is not submitted by the due date, all names will be deemed acceptable. If an appointment cannot be made from this list, the Association may appoint the arbitrator without the submission of an additional list.

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This compensation is an independent obligation of the parties, and it is understood that the American Arbitration Association has no liability, direct or indirect, for such payments.

Submit Cancel

Welcome Philip Poh : [Partner][USER] on AAA eCg !

**My Cases > Mock Arbitration > Postings**

**[Claimant]**

**My Cases**



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test



**Back to AAA Home**

**The eCg Stat Box**

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**Summary | Actions | Postings | Documents |**

**Postings**



**Cindy Rumney**

**Answer**

I would like to take this opportunity to introduce myself as your Case Manager. I can be reached at 1-866-249-7472 during the hours of 8:30 to 4:30 Central Time. You can also use Contact Case Manager under the Actions tab to contact me.

Posted by: Cindy Rumney on 06/27/01



**Cindy Rumney**

**Answer**

This will confirm that we did not receive a response from the Respondent. Please review the Rank Arbitrators or Mediators form under the Actions tab and follow the directions on the form. Neutral biographies can be found under the Documents tab. The parties shall submit their preferences within one day of this posting.

Posted by: Cindy Rumney on 06/29/01



**Bruce Meyerson**



**Cindy Rumney**

**Answer**

In accordance with Section 20 of the Procedures, the parties shall submit their initial briefs within one day of this posting. Said briefs may not exceed six thousand words, exclusive of any exhibits. Each party shall also submit \$X,XXX.XX for estimated arbitrator compensation within one day of this posting.

Posted by: Cindy Rumney on 06/29/01



**Cindy Rumney**

**Answer**

In accordance with Section 20 of the Procedures, the parties shall submit their reply briefs within one day of this posting. Said briefs may not exceed three thousand words, exclusive of any exhibits. The reply brief and any exhibits may not raise any new arguments and/or evidence.

Posted by: Cindy Rumney on 07/03/01

My Cases



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test

Summary | Actions | Postings | Documents |

Postings > Cindy Rumney



Cindy Rumney

Answer

This will confirm that we did not receive a response from the Respondent. Please review the Rank Arbitrators or Mediators form under the Actions tab and follow the directions on the form. Neutral biographies can be found under the Documents tab. The parties shall submit their preferences within one day of this posting.

Posted by: Cindy Rumney on 06/29/01



Bruce Meyerson

Any of the listed arbitrators are acceptable.

Posted by Bruce Meyerson on 07/01/01



Back to AAA Home

The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

Welcome Philip Poh : [Partner][USER] on AAA eCg !













My Cases > Mock Arbitration > Documents

[Claimant]

My Cases

Summary | Actions | Postings | Documents |

## Documents

- |   |  |          |
|---|--|----------|
|    | <b>List for the Selection of an Arbitrator (Expedited)</b>             | View     |
|   | Case Action: List for the Selection of an Arbitrator (Expedited)       |          |
|   | M-C- Posted by: Philip Poh on 08/07/01                                 | 1KB      |
|    | <b>AAA Document.doc</b>  | Download |
|   | Here is the document I am sending in this arbitration. Bruce Meyerson. |          |
|   | M-C- Posted by: Bruce Meyerson on 07/04/01                             | 26KB     |
|    | <b>Response to Claim or Counterclaim</b>                               | View     |
|   | Case Action: Response to Claim or Counterclaim                         |          |
|   | MNCR Posted by: Michele Garrick Nave on 07/03/01                       | 1KB      |
|    | <b>Response to Claim or Counterclaim</b>                               | View     |
|   | Case Action: Response to Claim or Counterclaim                         |          |
|   | MNCR Posted by: Michele Garrick Nave on 07/03/01                       | 1KB      |
|    | <b>Notice of Appointment and Oath of the Arbitrator</b>                | View     |
|   | Case Action: Notice of Appointment and Oath of the Arbitrator          |          |
|   | MNCR Posted by: Paul Nicolai on 07/03/01                               | 1KB      |
|  | <b>List for the Selection of an Arbitrator (Expedited)</b>             | View     |
|   | Case Action: List for the Selection of an Arbitrator (Expedited)       |          |
|   | M-C- Posted by: Bruce Meyerson on 07/02/01                             | 1KB      |
|  | <b>Response to Claim or Counterclaim</b>                               | View     |
|   | Case Action: Response to Claim or Counterclaim                         |          |
|   | MNCR Posted by: Michele Garrick Nave on 06/30/01                       | 1KB      |
|  | <b>Response to Claim or Counterclaim</b>                               | View     |
|   | Case Action: Response to Claim or Counterclaim                         |          |
|   | MNCR Posted by: Michele Garrick Nave on 06/30/01                       | 1KB      |
|  | <b>Arbitrator Biographies.doc</b>                                      | Download |
|   | No Description.  |          |
|   | M-CR Posted by: Cindy Rumney on 06/29/01                               | 26KB     |
|  | <b>Contact Case Manager</b>  | View     |
|   | Case Action: Contact Case Manager: Case Status                         |          |
|   | M-C- Posted by: Bruce Meyerson on 06/27/01                             | 1KB      |
|  | <b>Receipt of a Demand for Arbitration.doc</b>                         | Download |
|   | No Description.  |          |
|   | MNCR Posted by: Cindy Rumney on 06/27/01                               | 35KB     |
|  | <b>Claim Form</b>  | View     |
|   | File a Claim: Initial Claim Form.                                      |          |
|   | MNCR Posted by: Cindy Rumney on 06/27/01                               | 1KB      |

ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test



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**Form Display > List for the Selection of an Arbitrator (Expedited)**

**Posted by: Bruce Meyerson [Claimant] on 07/02/01**

The parties are encouraged to agree upon an arbitrator and advise the Association of their agreement by the deadline indicated in the Postings. Absent the agreement of the parties, each party shall strike up to two names objected to, number the remaining names in order of preference and submit the form. Please use a 0 to identify your strikes. If the ranking field is left blank, it will be considered a strike. If the list of arbitrators is not returned by the date specified, the arbitrator will be appointed as authorized by the Rules.

**Ed Lahey, Esq.**

**Jonathan Bain, Esq.**

**Paul Nicolai, Esq.**

**Thomas J. Brewer, Esq.**

**William Welch, Esq.**

Biographical information on the panelist can be found in the documents area of this case.

If this list is not submitted by the due date, all names will be deemed acceptable. If an appointment cannot be made from this list, the Association may appoint the arbitrator without the submission of an additional list.

**Arbitrator Compensation**

Arbitrators are compensated at the rates stated on their panel biography, and the parties advance the cost of such compensation to the Association subject to final apportionment in the award. Each party shall make such deposits with the American Arbitration Association in accordance with the rules.

This compensation is an independent obligation of the parties, and it is understood that the American Arbitration Association has no liability, direct or indirect, for such payments.

**Close**

FIG. 143

**Form Display > Response to Claim or Counterclaim**

**Date:** 08/07/2001

**Response Type:** Respondent has a counterclaim

**Nature of Counterclaim:** Failure to pay bills in the amount of \$1,000,000.00 which are overdue by 180 days.

**Relief Sought \$:** \$1,000,000.00

**Comment:**

FIG. 144

**Form Display > Response to Claim or Counterclaim**

**Date:** 08/07/2001

**Response Type:** Respondent Denies the Claim in its entirety

**Nature of Counterclaim:**

**Relief Sought \$:**

**Comment:**

FIG. 145

**Form Display > Notice of Appointment and Oath of the Arbitrator**

**To:** Paul Nicolai

You have been selected to be the arbitrator in the above case. If you are able to accept this responsibility, please complete and post this document.

It is most important that the parties have complete confidence in the arbitrator's impartiality. Therefore, please disclose any past or present relationship with the witnesses, parties, or their counsel, direct or indirect, whether financial, professional, social or of any other kind. If any relationship arises during the course of the arbitration or if there is any change at any time to the biographical information that you have provided to the AAA, it must also be disclosed. Any doubt should be resolved in favor of disclosure. If you are aware of such a relationship, please describe it below.

☒ I have nothing to disclose.

☐ I hereby disclose the following:

☒ Paul Nicolai, being duly sworn, hereby accepts this appointment, attests that the panel biography provided by the American Arbitration Association is accurate and complete, and will faithfully and fairly hear and decide the matters in controversy between the parties, in accordance with their arbitration agreement, the Code of Ethics of Arbitrators in Commercial Disputes, and the rules of the American Arbitration Association, and will make an award according to the best of the arbitrator's understanding.

**Dated:** 07/03/01

**Close**

FIG. 146



## **MR. NICOLAI WILL BE THE ARBITRATOR FOR THE MOCK ARBITRATION CASE**

**The list can be found under the Actions tab – on a formal all bios would be provided to the parties.**

**Paul Peter Nicolai, Esq.  
Springfield, MA**

**Current Employer/Title** Nicolai Law Group, P.C. - President

**Profession** Attorney

**Work History** President, Nicolai Law Group, P.C., 1990-present; Principal, Nicolai Law Offices, 1988-90; Company Counsel/Staff Counsel/Assistant Clerk, Friendly Ice Cream Corporation, 1976-88.

**Experience** Lawyer representing public and private companies and divisions of international companies. Experience includes in-house general counsel of a multistate restaurant company working with the legal department of a Fortune 300 food manufacturer. Actively works in acquisitions; complex contracts; intellectual property transactions, development, protection, and documentation; trademark, copyright, and trade secrets; entity structuring; shareholder and partner relations and disputes; private placements; venture capital; commercial real estate; commercial borrowing; employment; international contracting; Internet and information processing and exchange; arbitration; mediation; civil litigation; antitrust compliance; government contracting; marine services; securities; unfair trade practices; mergers and divestitures; construction law; and professional services, including legal, accounting, credit and credit reporting, insurance, and medical. Clients engaged in heavy machinery; software and high technology development including marine, broadcasting, Internet, telecommunications, data warehousing, and tax assessment and collection; intellectual property based companies including game developers, credit reporting and database companies, and engineering consultants; general contract construction companies; aircraft maintenance; accounting firms; medical professionals; food manufacturers; restaurants; insurance agencies; property management; real estate and securities brokerages; financial advisors; real estate developers; franchisors; utilities service companies; and others.

FIG. 147

099049 "1341  
TOTTENHAM

PORT 20406660

**Form Display > Contact Case Manager**

**From:** Bruce Meyerson <bmeyerson@qwest.net>

**Date:** 06/27/01

**Subject:** Case Status

Thank you Ms. Rummey. Once the Respondent has filed its Answer, please let me know. When might I expect the hearing to be held. Bruce Meyerson.

**Close**

FIG. 148

This will acknowledge receipt of a Demand for Arbitration, of a controversy arising out of a contract between the above-captioned parties, containing a clause providing for administration by this Association. A copy of our Commercial Dispute Resolution Procedures, as amended and in effect September 1, 2000, may be found in the Library.

Absent a response within seven (7) days of this posting, we assume that the parties are in agreement to proceed with administration under the AAA's Model Procedures for Documents Only Arbitration. A copy of these procedures can also be found in the Library.

Respondent's attention is directed to Section 4 of the Procedures. If Respondent does not answer within seven (7) days, we will assume that the claim is denied. If Respondent wishes to answer and/or counterclaim, complete the appropriate form under the Actions tab.

We ask both parties to complete the Conflicts Checklist form within seven (7) days. The form can be found under the Actions tab. Please list those witnesses you expect to present, as well as any persons or entities with an interest in these proceedings. This form will have restricted viewing and will only be accessible by the submitting party, the Arbitrator, and the Case Manager.

Sincerely,  
Case Manager

TOP: 2040660

**Form Display > Claim Form**

**Does your agreement have a clause providing for administration by the American Arbitration Association?**

- ☐ **Yes** (Please note that if there is no agreement to use American Arbitration Association services, we will have no authority to proceed with this matter unless the parties agree to submit this case to the AAA)
- ☐ **If not, check here if all parties agree to submit this case to AAA**

**Does your agreement stipulate the use of the American Arbitration Association Supplementary Procedures for Online Arbitration?**  
Click here to review these procedures.

- ☐ **Yes** (Please note that if there is no agreement to use American Arbitration Association Supplementary Procedures for Online Arbitration, we will not be able to proceed with this claim using an online process unless the parties agree to use the AAA Supplementary Procedures for Online Arbitration)
- ☐ **If not, check here if all parties agree to use of the American Arbitration Association Supplementary Procedures for Online Arbitration**

**\*Please note that by completing this form and submitting the claim, you have authorized the American Arbitration Association to begin proceedings.**

**Resolution Process:** Documents-Only Arbitration

**Filing Date:** 06/27/01

**Claimant (Filing Party)**

**Company:** Meyerson Manufacturing  
**Representative:** Bruce E. Meyerson, Esq.  
**Firm Name:** Bruce E. Meyerson, PLLC  
**Address:** 5225 N. Central Avenue, Suite 235  
**City/State/ZIP/Country:** Phoenix, AZ 85012  
**Phone:** 602-277-4585  
**Fax:** 602-248-2999  
**E-mail:** bmeyerson@qwest.net

**Respondent 1**

**Company:** MGN Suppliers  
**Representative:** Michelle Garrick-Nave, Esq.  
**Firm Name:** Attorney at Law  
**Address:** 3374 Rumson Road  
 Cleveland Heights, OH 44118

FIG. 150

Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > Mock Mediation > Summary

[Case Manager]

My Cases



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test

Summary

Summary | Actions | Postings | Documents |

Edit

Name: Mock Mediation

Description: Failure to pay for first shipment of goods, second delivery scheduled in two weeks.

Case Type: On-Call Mediation

Current Status: Open

Date Filed: June 27, 2001 12:56PM

Case Manager(s): Rob Zylowski Cindy Rumney Philip Poh

Your Status: Case Manager

Filed by: MGN Suppliers

Participants

Add | Edit

Rob Zylowski  
Cindy Rumney  
Philip Poh

RapidApp  
AAA  
Partner

Case Manager  
Case Manager  
Case Manager



Back to AAA Home

The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

Site Map  
Contact Us  
Privacy Policy  
Help

LOGOUT

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

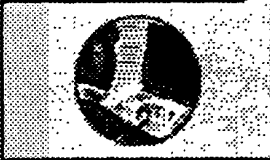
Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > Mock Mediation > Actions

[Case Manager]

Summary | Actions | Postings | Documents |

My Cases



Actions

ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test



The eCg Stat Box

B2B online purchasing in the  
U.S. will grow from 7% to  
40% of total ordering by  
2004. (Source: Boston  
Consulting Group)

FIG. 152

LOGOUT

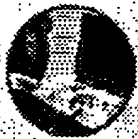
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Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > Mock Mediation > Postings

[Case Manager]

My Cases



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test

Summary | Actions | Postings | Documents |

Add Topic

### Postings



**Cindy Rumney**

Answer | Edit | Delete

I would like to take this opportunity to introduce myself as your Case Manager. I can be reached at 1-866-249-7472 during the hours of 8:30 to 4:30 Central Time. You can also use Contact Case Manager under the Actions tab to contact me.

Posted by: Cindy Rumney on 06/27/01



**Cindy Rumney**

Answer | Edit | Delete

The Association has appointed Paul Nicolai to serve as the mediator. Please review the Mediator Calendars to view Mr. Nicolai's availability and Answer this posting with your preference for scheduling the on-call mediation session.

Posted by: Cindy Rumney on 07/03/01



Back to AAA Home

### The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

FIG. 153

LOGOUT

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > Mock Mediation > Documents

[Case Manager]

My Cases



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test



Back to AAA Home

### The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

Summary | Actions | Postings | Documents |

### Documents

Add Document | Add Bookmark

- |  |   |                                  |
|--|---|----------------------------------|
|  | <b>Contact Case Manager</b><br>Case Action:Contact Case Manager:LOGIN SCREEN<br>MN- Posted by: Paul Nicolai on 07/03/01   | View   Edit   Delete<br>1KB      |
|  | <b>Contact Case Manager</b><br>Case Action:Contact Case Manager:MY CASES LIST<br>MN- Posted by: Paul Nicolai on 07/03/01  | View   Edit   Delete<br>1KB      |
|  | <b>Contact Case Manager</b><br>Case Action:Contact Case Manager:Mock Mediation Claim Form<br>MN- Posted by: Paul Nicolai on 07/03/01                            | View   Edit   Delete<br>1KB      |
|  | <b>Contact Case Manager</b><br>Case Action:Contact Case Manager:Postings Function<br>MN- Posted by: Paul Nicolai on 07/03/01                                    | View   Edit   Delete<br>1KB      |
|  | <b>Notice of Appointment and Oath of the Mediator</b><br>Case Action:Notice of Appointment and Oath of the Mediator<br>MNCR Posted by: Paul Nicolai on 07/03/01 | View   Edit   Delete<br>1KB      |
|  | <b>Invitation to Mediator for Appointment.doc</b><br>No Description.<br>MN- Posted by: Cindy Rumney on 07/03/01   | Download   Edit   Delete<br>36KB |
|  | <b>Response to Claim or Counterclaim</b><br>Case Action:Response to Claim or Counterclaim<br>MNCR Posted by: Bruce Meyerson on 06/28/01                         | View   Edit   Delete<br>1KB      |
|  | <b>Mediator Biographies.doc</b><br>No Description.<br>M-CR Posted by: Cindy Rumney on 06/27/01  | Download   Edit   Delete<br>26KB |
|  | <b>Receipt of Request for On Call Mediation.doc</b><br>No Description.<br>M-CR Posted by: Cindy Rumney on 06/27/01  | Download   Edit   Delete<br>37KB |
|  | <b>Claim Form</b><br>File a Claim: Initial Claim Form.<br>MNCR Posted by: Cindy Rumney on 06/27/01  | View   Edit   Delete<br>1KB      |



**Form Display > Notice of Appointment and Oath of the Mediator**

To: Paul Nicolai

You have been selected to be the mediator in the above case. If you are able to accept this responsibility, please complete and post this document.

It is most important that the parties have complete confidence in the mediator's impartiality. Therefore, please disclose any past or present relationship with the witnesses, parties, or their counsel, direct or indirect, whether financial, professional, social or of any other kind. If any relationship arises during the course of the mediation or if there is any change at any time to the biographical information that you have provided to the AAA, it must also be disclosed. Any doubt should be resolved in favor of disclosure. If you are aware of such a relationship, please describe it below.

☐ I have nothing to disclose.

☐ I hereby disclose the following:

☒ Paul Nicolai, being duly sworn, hereby accepts this appointment, attests that the panel biography provided by the American Arbitration Association is accurate and complete, and will faithfully and fairly work to settle the matters in controversy between the parties, in accordance with their mediation agreement, the Model Standards of Conduct for Mediators, and the rules of the American Arbitration Association.

Dated: 07/03/01

Close

FIG. 155



The parties to this matter have asked that we contact you to determine your availability to serve as mediator. This case has been filed in accordance with the AAA's Model Procedures for On Call Mediation. A copy of these procedures can be found in the Library.

The parties have agreed to schedule a mediation session on \_\_\_\_\_ at \_\_\_\_\_ by conference call. The Mediator Calendar has been modified to reflect this scheduling.

Should you desire pre-mediation position paper, please outline your requirements in a posting to the parties under the Postings tab.

Please review the following information that may be found under the Documents tab: Claim Form, Response to Claim or Counterclaim (if any), and any Conflict Checklists submitted by the parties.

We ask that you complete and submit the Notice of Appointment, including any disclosures you may have, within one day. This form can be found under the Actions tab.

Should you decline appointment, please respond through the Contact Case Manager form that can also be found under the Actions tab.

Sincerely,  
Case Manager

**Form Display > Response to Claim or Counterclaim**

**Date:** 08/07/2001

**Response Type:** Respondent Denies the Claim in its entirety

**Nature of Counterclaim:** No counterclaim

**Relief Sought \$:**

**Comment:** Please notify me when a mediator is appointed. Will I get list to choose from?

FIG. 157.



Form Display > Claim Form

Does your agreement have a clause providing for administration by the American Arbitration Association?

- ☐ Yes (Please note that if there is no agreement to use American Arbitration Association services, we will have no authority to proceed with this matter unless the parties agree to submit this case to the AAA)
- ☐ If not, check here if all parties agree to submit this case to AAA

Does your agreement stipulate the use of the American Arbitration Association *Supplementary Procedures for Online Arbitration*?  
Click here to review these procedures.

- ☐ Yes (Please note that if there is no agreement to use American Arbitration Association *Supplementary Procedures for Online Arbitration*, we will not be able to proceed with this claim using an online process unless the parties agree to use the AAA *Supplementary Procedures for Online Arbitration*)
- ☐ If not, check here if all parties agree to use of the American Arbitration Association *Supplementary Procedures for Online Arbitration*

\*Please note that by completing this form and submitting the claim, you have authorized the American Arbitration Association to begin proceedings.

Resolution Process: On-Call Mediation

Filing Date: 06/27/01

Claimant (Filing Party)

Company: MGN Suppliers

Representative: Michelle Garrick-Nave

Firm Name: Attorney at Law

Address: 3374 Rumson Road

City/State/ZIP/Country: Cleveland Heights, OH 44118

Phone: 216-397-0420

Fax: 216-397-0933

E-mail: mgarricknave@att.net

Respondent 1

Company: Meyerson Manufacturing

Representative: Bruce E. Meyerson, Esq.

Firm Name: Bruce E. Meyerson, PLLC

Address: 5225 N. Central Avenue, Suite 235

Phoenix, AZ 85012

FIG. 15A

TOP SECRET 2040550

**City/State/ZIP/Country:**

**Phone:** 602-277-4585

**Fax:** 602-248-2999

**E-mail:** bmeyerson@qwest.net

**Contract/Transaction ID:** 2000-00001

**Nature of Dispute:** Failure to pay for first shipment of goods, second delivery scheduled in two weeks.

**Relief Sought:** \$23,000.00

**Other**

**Payment Informations**

**☐ Payment by Credit Card:**

**Credit Card Type:** ☐ Visa ☐ MC ☐ Amex

**Cardholder:**

**Card Number:**

**Expiration Date:** /

**Initial Fee:**

**☐ Payment by Check:**

☒ Indicate here to confirm that a check for the filing fee made payable to the American Arbitration Association was mailed on to:

**American Arbitration Association**

**eCommerce group**

**13455 Noel Road**

**Suite 1750**

**Dallas, TX 75240-6620**

FIG. 160

Welcome Philip Poh : [Partner][USER] on AAA eCg !

**My Cases > test > Summary**

**[Neutral]**



**Summary | Actions | Postings | Documents |**

**Summary**

**Name:** test

**Description:** Failure to deliver goods as defined by the terms of the transaction.

**Case Type:** Documents-Only Arbitration

**Current Status:** Closed

**Date Filed:** May 25, 2001 10:02AM

**Case Manager(s):** Rob Zylowski Cindy Rumney Cindy Rumney, Esq. Molly Bargaquest

**Your Status:** Neutral

**Filed by:** ABC Corporation

ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test

**Participants**

Cindy Rumney  
 Cindy Rumney, Esq.  
 Robert Zylowski  
 Philip Poh  
 AAA Guest

AAA  
 AAA  
 RapidApp  
 Partner  
 AAA

Case Manager  
 Case Manager  
 Neutral  
 Neutral  
 Respondent



**The eCg Stat Box**

B2B online purchasing in the  
 U.S. will grow from 7% to  
 40% of total ordering by  
 2004. (Source: Boston  
 Consulting Group)

Site Map  
Contact Us  
Privacy Policy  
Help

LOGOUT

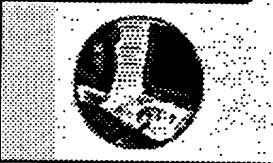
[eCg Subscriber Home](#) [Library](#) [Directories](#) [My Cases](#) [My Peer Groups](#) [Mediator Calendars](#) [My Account](#)

Welcome Philip Poh : [Partner][USER] on AAA eCg !

**My Cases > test > Actions**

[Neutral]

My Cases



[Summary](#) | [Actions](#) | [Postings](#) | [Documents](#) |

**Actions**

**File Notice of Appointment and Oath of the Arbitrator**  
**Contact Case Manager**

ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test



[Back to AAA Home](#)

#### The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

FIG. 162



Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > test > Actions

[Neutral]

My Cases

Summary | Actions | Postings | Documents

Actions > File Notice of Appointment and Oath of the Arbitrator

To: Philip Poh



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test

You have been selected to be the arbitrator in the above case. If you are able to accept this responsibility, please complete and post this document.

It is most important that the parties have complete confidence in the arbitrator's impartiality. Therefore, please disclose any past or present relationship with the witnesses, parties, or their counsel, direct or indirect, whether financial, professional, social or of any other kind. If any relationship arises during the course of the arbitration or if there is any change at any time to the biographical information that you have provided to the AAA, it must also be disclosed. Any doubt should be resolved in favor of disclosure. If you are aware of such a relationship, please describe it below.

☒ I have nothing to disclose.

☐ I hereby disclose the following:



Back to AAA Home

#### The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

☐ Philip Poh, being duly sworn, hereby accepts this appointment, attests that panel biography provided by the American Arbitration Association is accurate complete, and will faithfully and fairly hear and decide the matters in controversy between the parties, in accordance with their arbitration agreement, the Code Ethics of Arbitrators in Commercial Disputes, and the rules of the American Arbitration Association, and will make an award according to the best of the arbitrator's understanding.

Dated: 10/08/2001

Submit Case

Welcome Philip Poh : [Partner][USER] on AAA eCg !

## My Cases > test > Postings

[Neutral]

### My Cases



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test



Back to AAA Home

### The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

Summary | Actions | Postings | Documents |

### Postings

Add Topic

#### Arbitrator

Answer

I am available for a conference call on May 27, 2001 between the hours of 10:00 a.m. and 5:00 p.m. Central Time. Please advise of your availability.

Posted by: Cindy Rumney on 06/19/01

#### Respondent

#### Cindy Rumney

Answer

I would like to take this opportunity to introduce myself as your Case Manager. I can be reached at 1-866-249-7472 during the hours of 8:30 to 4:30 Central Time. You can also use the Contact Case Manager under the Actions tab to contact me.

Posted by: Cindy Rumney on 06/01/01

#### Cindy Rumney

Answer

This will acknowledge receipt of a request for On-Call Mediation from the Claimant. Please review the List for the Selection of Mediators under the Actions tab. From this area you can also check the availability of any of the mediators. Please follow the instructions on the form. We ask the parties to submit their lists within 24 hours of this posting.

Posted by: Cindy Rumney on 06/01/01

Site Map  
Contact Us  
Privacy Policy  
Help

LOGOUT

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Cases > test > Documents

[Neutral]

My Cases



ABC vs. ZXC

John Emmert vs. George G..

Mock Arbitration

Mock Mediation

test

Summary | Actions | Postings | Documents |

Add Document | Add Bookmark

## Documents



**Invitation to Mediator for Appointment.doc**

Download

Invitation Letter

MN- Posted by: Cindy Rumney, Esq. on 06/13/01

36KB



**Notice of Appointment and Oath of the Mediator**

View

Case Action: Notice of Appointment and Oath of the Mediator

MNCR Posted by: Cindy Rumney, Esq. on 06/13/01

1KB



**Claimant's Conflict Checklist**

View

Case Action: Claimant's Conflict Checklist

MNC- Posted by: Robert Zylowski on 06/05/01

1KB



**Claim Form**

View

File a Case: Initial Claim Form.

MNCR Posted by: Cindy Rumney on 05/25/01

1KB



Back to AAA Home

## The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

FIG. 165

The parties to this matter have asked that we contact you to determine your availability to serve as mediator. This case has been filed in accordance with the AAA's Model Procedures for On Call Mediation. A copy of these procedures can be found in the Library.

The parties have agreed to schedule a mediation session on \_\_\_\_\_ at \_\_\_\_\_ by conference call. The Mediator Calendar has been modified to reflect this scheduling.

Should you desire pre-mediation position paper, please outline your requirements in a posting to the parties under the Postings tab.

Please review the following information that may be found under the Documents tab: Claim Form, Response to Claim or Counterclaim (if any), and any Conflict Checklists submitted by the parties.

We ask that you complete and submit the Notice of Appointment, including any disclosures you may have, within one day. This form can be found under the Actions tab.

Should you decline appointment, please respond through the Contact Case Manager form that can also be found under the Actions tab.

Sincerely,  
Case Manager

FIG.166

**Form Display > Notice of Appointment and Oath of the Mediator**

To: Cindy Rumney, Esq.

You have been selected to be the arbitrator in the above case. If you are able to accept this responsibility, please complete and post this document.

It is most important that the parties have complete confidence in the arbitrator's impartiality. Therefore, please disclose any past or present relationship with the witnesses, parties, or their counsel, direct or indirect, whether financial, professional, social or of any other kind. If any relationship arises during the course of the arbitration or if there is any change at any time to the biographical information that you have provided to the AAA, it must also be disclosed. Any doubt should be resolved in favor of disclosure. If you are aware of such a relationship, please describe it below.

☐ I have nothing to disclose.

☐ I hereby disclose the following:

☒ Cindy Rumney, Esq., being duly sworn, hereby accepts this appointment, attests that the panel biography provided by the American Arbitration Association is accurate and complete, and will faithfully and fairly hear and decide the matters in controversy between the parties, in accordance with their arbitration agreement, the Code of Ethics of Arbitrators in Commercial Disputes, and the rules of the American Arbitration Association, and will make an award according to the best of the arbitrator's understanding.

Dated: 06/13/01

Close

FIG. 167

Form Display > Claimant's Conflict Checklist

Posted by: Robert Zylowski [Neutral] on 06/05/01

In order to avoid the possibility that potential arbitrators will have conflicts of interest with the parties in this matter, you are requested to list the names of all persons, including witnesses, firms, companies, or other entities that may be involved in this case. In order to avoid conflicts of interest, the parties are also requested to list subsidiary and other related entities.

Name	Company/Affiliation	City/State/Country	
Sam Smith	The Beetles	London	Close

FIG. 168

**Form Display > Claim Form**

**Does your agreement have a clause providing for administration by the American Arbitration Association?**

☐ **Yes** (Please note that if there is no agreement to use American Arbitration Association services, we will have no authority to proceed with this matter unless the parties agree to submit this case to the AAA)

☐ **If not, check here if all parties agree to submit this case to AAA**

**Does your agreement stipulate the use of the American Arbitration Association *Supplementary Procedures for Online Arbitration?***  
[Click here to review these procedures.](#)

☐ **Yes** (Please note that if there is no agreement to use American Arbitration Association *Supplementary Procedures for Online Arbitration*, we will not be able to proceed with this claim using an online process unless the parties agree to use the AAA *Supplementary Procedures for Online Arbitration*)

☐ **If not, check here if all parties agree to use of the American Arbitration Association *Supplementary Procedures for Online Arbitration***

**\*Please note that by completing this form and submitting the claim, you have authorized the American Arbitration Association to begin proceedings.**

**Resolution Process:** Documents-Only Arbitration

**Filing Date:** 05/25/01

**Company:** ABC Corporation

**Representative:** Rob Zylowski

**Firm Name:** Zylowski and Associates

**Address:** 335 Madison Avenue, 10th Floor

**City/State/ZIP/Country:** New York, NY 10017

**Phone:** 212-716-5800

**Fax:** 212-716-5902

**E-mail:** rzylowski@rcn.com

**Claimant (Filing Party)**

**Company:** XYZ Inc.

**Representative:** Gerry Strathmann

**Firm Name:** Law Offices of G. Strathmann, P.C.

**Address:** 133 Federal Street, 10th Floor

Boston, MA 02110

**Respondent 1**

FIG. 169

9300

9304

9306

9308

9310

9312

9314

9316

9318

9320

9322

Site Map  
Contact Us  
Privacy Policy  
Help

Logout

My Peer Groups

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About My Peer Groups

Here you can discuss areas of interest that are common to your peers and colleagues. Think through difficult issues, propose out-of-the-box solutions, stay on top of industry trends.

To participate in a peer group, go to the 'Join a Peer Group' section and select the Peer Group that you are interested in.

Once you join a new Peer Group you will need to click again on the 'My Peer Group' tab to refresh your list of peer Groups displayed on the left menu bar.

Posted on: 06/20/01

9304

9306

9308

9310

9312

9314

9316

9318

9320

9322

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Contact Us  
Privacy Policy  
Help

Logout

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9304

9306

9308

9310

9312

9314

9316

9318

9320

9322

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Privacy Policy  
Help

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To participate in a peer group, go to the 'Join a Peer Group' section and select the Peer Group that you are interested in.

Once you join a new Peer Group you will need to click again on the 'My Peer Group' tab to refresh your list of peer Groups displayed on the left menu bar.

Posted on: 06/20/01

FIG. 170



9400

Site Map  
Contact Us  
Privacy Policy  
Help


Logout

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Welcome Philip Poh : [Partner][USER] on AAA eCg |

My Peer Groups > Join a Peer Group

My Peer Groups



About Peer Groups

Join a Peer Group 9308

Request a New Group

Display Peer Groups

Back to AAA Home



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40% of total ordering by  
2004. (Source: Boston  
Consulting Group)

### Join Peer Group

Peer Groups are gatherings of B2B eCommerce Peers who wish to collaborate and share know-how on specific issues within various areas of their field.

A Peer Group is managed by a Peer Group Coordinator to ensure that the appropriate methodology is applied to successfully explore, discuss and exchange insights and know-how among each Group. Questions and answers, supporting materials and electronic events will facilitate the exchange and development of information on a particular issue.

Because participation is limited to AAA eCommerce group subscribers, you may share your experiences in an open, non-threatening environment, increasing the opportunity for all participants to gain short cuts and other critical know-how from their Peers.

### Available Peer Group(s)

- Library Related 9404 9400
- Communications Test Group Corporate Communications Test test from mac

9402

Search

Welcome Philip Poh : [Partner][USER] on AAA eCg !

## My Peer Groups > Join a Peer Group

### My Peer Groups



About Peer Groups

Join a Peer Group

Request a New Group

Display Peer Groups

### Join Peer Group > Communications Test Group

**Name:** Communications Test Group

**Description:** Corporate Communications Test

**Company:** AAA

**Type:** Public

**Category:** Spec Team

**Participants #:** 1

**Max. Allowed #:** 20

**Coordinator:** Kersten Norlin

**Creation Date:** July 10, 2001 15:23

**Used Space:** 0KB (0%)

**Allocated Space:** 10MB



**Back to AAA Home**

### The eCg Stat Box

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U.S. will grow from 7% to  
40% of total ordering by  
2004. (Source: Boston  
Consulting Group)

9500  
Join

9600

TOP SECRET

LOGOUT

Welcome Philip Poh : [Partner][USER] on AAA eCg !

### My Peer Groups > Join a Peer Group



#### My Peer Groups

#### Join Peer Group > Communications Test Group : Join Status

You have just been added as a participant in a Public Peer Group!  
You are now welcome to contribute and share insights with your peers for this subject matter.

Now in order to use the Peer Group you just joined, please click on the My Peer Groups Top Navigation Tab to refresh the list or click **here**.

About Peer Groups

Join a Peer Group

Request a New Group

Display Peer Groups

↑  
9602

Thank You,  
AAA Administration

Join Another Peer Group

Done

↑

9604

9606



Back to AAA Home

#### The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source Boston Consulting Group)

FIG. 173

TOP SECRET 9700

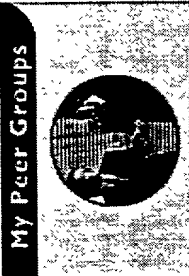
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Privacy Policy  
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Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Peer Groups > About Peer Groups



### About My Peer Groups

#### About My Peer Groups

Here you can discuss areas of interest that are common to your peers and colleagues. Think through difficult issues, propose out-of-the-box solutions, stay on top of industry trends.

To participate in a peer group, go to the 'Join a Peer Group' section and select the Peer Group that you are interested in.

Once you join a new Peer Group you will need to click again on the 'My Peer Group' tab to refresh your list of peer Groups displayed on the left menu bar.

Posted on: 06/20/01

About Peer Groups

Communications Test Group

Join a Peer Group

Request a New Group

Display Peer Groups



#### The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source Boston Consulting Group)

v.4.4.5

FIG. 174

9800

Peer Group Home | Peer Group Profile | Search Peer Group | My Preferences |

Site Map  
Contact Us  
Privacy Policy  
Help

LOGOUT

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Peer Groups > Communications Test Group

**My Peer Groups**



Messages from Peer Group Coordinator

None Available.

Peer Group Events

None Available.

Peer Group Members

Name	E-mail Address	Title	Company
Kersten Norlin	norlink@adr.org	Other	AAA
Philip Poh	PPoh@fishneave.com	Other	Partner



**Back to AAA Home**

**The eCg Stat Box**

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

[Peer Group User]

Peer Group Home | Peer Group Profile | Search Peer Group | My Preferences |

9802

9804

9806

9808

v4.4.5

FIG. 175

9900

TOP SECRET - CONFIDENTIAL

Site Map  
Contact Us  
Privacy Policy  
Help

LOGOUT

My Account

Mediator Calendars

My Peer Groups

My Cases

Directories

Library

eCg Subscriber Home

Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Peer Groups > Communications Test Group

[Peer Group User]

Peer Group Home | Peer Group Profile | Search Peer Group | My Preferences |

Peer Group Summary

Name: Communications Test Group

Description: Corporate Communications Test

Company: AAA

Type: Public

Category: Spec Team

Max. Allowed #: 20

Coordinator: Kersten Norlin

Creation Date: July 10, 2001 15:23

Used Space: 0KB (0%)

Allocated Space: 10MB

Overview of Topics



About this Peer Group

No Topics Available.



Back to AAA Home

The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

v.4.4.5

FIG. 176

1050

Site Map  
Contact Us  
Privacy Policy  
Help

LOGOUT

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Peer Groups > Communications Test Group

My Peer Groups



About this Peer Group

No Topics Available.



Back to AAA Home

The eCg Stat Box

B2B online purchasing in the  
U.S. will grow from 7% to  
40% of total ordering by  
2004. (Source: Boston  
Consulting Group)

9802 9804 9806 [Peer Group User]  
Peer Group Home | Peer Group Profile | Search Peer Group | My Preferences | 9808

Search this Peer Group

Search for:

Field: ☒ Title

☐ Description

1052

Search



1054

v.4.4.5

FIG. 177

1150

Test eCg

Site Map  
Contact Us  
Privacy Policy  
Help

LOGOUT

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Peer Groups > Communications Test Group



About this Peer Group  
No Topics Available.



**The eCg Stat Box**  
B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

[Peer Group User]

Peer Group Home | Peer Group Profile | Search Peer Group | My Preferences |

Preferences for this Peer Group

Send Me Email Notification:

When New Messages are Posted: ☐ Yes ☒ No  
When New Supporting Material is Posted: ☐ Yes ☒ No  
When New Events are Added to Schedule: ☐ Yes ☒ No

↑ 9802

↑ 9804

1154 } Update

v.4.4.5

FIG. 178



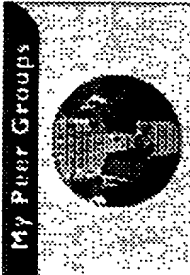
1250

LOGOUT

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Peer Groups > Request a New Group



About Peer Groups

Library Related

Join a Peer Group

Request a New Group ← 1310

Display Peer Groups



The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

## Request a New Peer Group Wizard

This form allows you to request the creation of a new Peer Group from your Portal Administrator within 24 hours.

1. What would you like to call your new Peer Group? ← 1252

2. Please write a short description of this Peer Group, including its purpose:

← 1254

Apply  
↑  
1256

✓ 1350

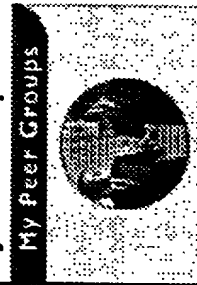
Site Map  
Contact Us  
Privacy Policy  
Help

LOGOUT

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Peer Groups >



My Peer Groups

✓ 1352

### Peer Groups Display

If for any reason you would like to hide a Peer Group title being displayed, you may de-select it below. You always have the ability to return and select it to be displayed again at a later time.

About Peer Groups

Join a Peer Group

Request a New Group

Display Peer Groups ← 9312

Apply



Back to AAA Home

**The eCg Stat Box**  
B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

V.4.4.5

FIG. 180

1450

906

Site Map  
Contact Us  
Privacy Policy  
Help

1454

1458

1460


5910 5912 5914 5916 5918 5920 5922

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : [Partner][USER] on AAA eCg | 1452

Mediator Calendars > About Mediator Calendars 1459

Mediator Calendars



About Mediator Calendars 1456

By Mediators 1458

By Date 1460

5904

LOGOUT

**About Mediator Calendars**

**Mediator Availability**

Here you can review mediator availability for on-call mediation cases, searching by date or by mediator. The mediator's availability will be listed by blocks of time for any given date.

Please note that a mediator's availability is guaranteed if requested at least 24 hours in advance of the dates and times posted. Same-day availability is possible but not guaranteed.

Posted on: 07/09/01

1454

**Back to AAA Home**

**The eCg Stat Box**

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

✓ 1550

Site Map  
Contact Us  
Privacy Policy  
Help

LOGOUT

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : [Partner][USER] on AAA eCg !

Mediator Calendars > By Mediators

Mediator Calendars



About Mediator Calendars

By Mediators ← 1458

By Date



**The eCg Stat Box**  
B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

### Mediator's Schedule on October, 2001

**Paul Nicolai**  
From: Oct 02, 2001 01:00 PM  
To: Oct 02, 2001 03:00 PM  
Type: Available [120 min]

**Paul Nicolai**  
From: Oct 04, 2001 01:00 PM  
To: Oct 04, 2001 03:00 PM  
Type: Available [120 min]

**Paul Nicolai**  
From: Oct 05, 2001 01:00 PM  
To: Oct 05, 2001 03:00 PM  
Type: Available [120 min]

**Paul Nicolai**  
From: Oct 09, 2001 01:00 PM  
To: Oct 09, 2001 03:00 PM  
Type: Available [120 min]

**Paul Nicolai**  
From: Oct 11, 2001 01:00 PM  
To: Oct 11, 2001 03:00 PM  
Type: Available [120 min]

**Paul Nicolai**  
From: Oct 12, 2001 01:00 PM  
To: Oct 12, 2001 03:00 PM  
Type: Available [120 min]

**Paul Nicolai**  
From: Oct 16, 2001 01:00 PM  
To: Oct 16, 2001 03:00 PM  
Type: Available [120 min]

**Paul Nicolai**  
From: Oct 19, 2001 01:00 PM

Day | Week | Month | Year |  
→ 1554

1556 →

October 2001						
Su	Mo	Tu	We	Th	Fr	Sa
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			
October 2001						
Today   Go						

FIG. 182

650

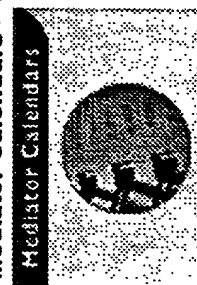
Site Map  
Contact Us  
Privacy Policy  
Help

LOGOUT

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : [Partner][USER] on AAA eCg !

Mediator Calendars > By Date



About Mediator Calendars

By Mediators

By Date ← 1460



**The eCg Stat Box**  
B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

### Mediator's Schedule on October, 2001

- Paul Nicolai**  
From: Oct 02, 2001 01:00 PM  
To: Oct 02, 2001 03:00 PM  
Type: Available [120 min]
- Paul Nicolai**  
From: Oct 04, 2001 01:00 PM  
To: Oct 04, 2001 03:00 PM  
Type: Available [120 min]
- Paul Nicolai**  
From: Oct 05, 2001 01:00 PM  
To: Oct 05, 2001 03:00 PM  
Type: Available [120 min]
- Paul Nicolai**  
From: Oct 08, 2001 01:00 PM  
To: Oct 09, 2001 03:00 PM  
Type: Available [120 min]
- Paul Nicolai**  
From: Oct 11, 2001 01:00 PM  
To: Oct 11, 2001 03:00 PM  
Type: Available [120 min]
- Michele Garrick Nave**  
From: Oct 12, 2001 10:00 AM  
To: Oct 12, 2001 04:00 PM  
Type: Available [360 min]
- Paul Nicolai**  
From: Oct 12, 2001 01:00 PM  
To: Oct 12, 2001 03:00 PM  
Type: Available [120 min]
- Michele Garrick Nave**  
From: Oct 15, 2001 10:00 AM

Day | Week | Month | Year |





	October 2001							
Su	Mo	Tu	We	Th	Fr	Sa		
	1	2	3	4	5	6		
7	8	9	10	11	12	13		
14	15	16	17	18	19	20		
21	22	23	24	25	26	27		
28	29	30	31					
October					2001			
				Today		Go		

FIG. 183

1750

904

LOGOUT

420

906

910 914 916 918 920 922  
eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account  
Welcome Philip Poh : [Partner][USER] on AAA eCg ! 902  
My Account > Profile Form 909

My Account



Profile Form 1756

Change Password 1758

Global Settings 1760

Back to AAA Home

The eCg Stat Box  
B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

### Profile Form

1. Company Sponsoring My Account:  
Partner

2. Login/E-mail address:  
PPoh@fishneave.com

3. First name:

Philip

4. Last name:

Poh

5. Position Profile:

Other

6. Department/Division:

7. How many years in present discipline:

2

8. My Background&Interests are in (Select as many as applicable):

#### Industries

- ☒ Automotive
- ☒ Chemical
- ☒ Pharmaceuticals
- ☒ Technology
- ☒ Finance
- ☒ Insurance

#### Special Interests

- ☒ Dispute Prevention
- ☒ Dispute Assessment
- ☒ Dispute Containment
- ☒ Dispute Resolution

#### Color Codes

- ☐ My Background
- ☐ My Interest

FIG. 184

1754

TOP OF 20406660  
1850

Site Map  
Contact Us  
Privacy Policy  
Help

LOGOUT

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : [Partner][USER] on AAAeCg !

My Account > Change Password

My Account



Profile Form

Change Password ← 1758

Global Settings

Back to AAA Home

The eCg Stat Box  
B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

Change Password

Old password:

← 1852

New password:

← 1854

Confirm new password:

← 1856

1858 → Update

v4.4.5

FIG. 185

✓ 1950

Site Map  
Contact Us  
Privacy Policy  
Help

LOGOUT

eCg Subscriber Home Library Directories My Cases My Peer Groups Mediator Calendars My Account

Welcome Philip Poh : [Partner][USER] on AAA eCg !

My Account > Global Settings

My Account



Profile Form

Change Password

Global Settings ← 1760



Back to AAA Home

The eCg Stat Box

B2B online purchasing in the U.S. will grow from 7% to 40% of total ordering by 2004. (Source: Boston Consulting Group)

Global Settings for my eCg Account

Send me Email Notification in following format:

HTML

← 1952

1954 → Update

V.4.4.5

FIG. 186




5000

5002

5006

5004



Log In

Username:

Password:

Log In

About ResoLogics

E-Hub Partners

Joining ResoLogics

Dispute Management

Resolution Paths

Calendar

Fee Schedule

News & Events

Reports

Rules & Procedures

Code of Ethics

Terms & Conditions

Demo

Next >>

Dispute Management

File a Claim

Resolution Pathways

My Disputes

Case Documents

ResoLogics

Your E-Marketplace Dispute Management Site

File A Claim

My Disputes

Case Documents

Dispute Management

Resolution Pathways

Neutrals

ResoLogics / DEMO

News & Events

News Bulletin

System Alerts

New Services

E-Hubs

ResoLogics Partners

Dispute Resolution

E-Hub Profile

Resolution Pathways

Reports

Trading Partners

Claimants & Respondents

Dispute Resolution Process

Resolution Pathways

My Disputes

File/Respond to Claim

Submit & Review Documents

Neutral Profiles

Neutral Selection

View Decision

Neutrals

Arbitrators & Mediators

Calendar

My Disputes

Neutral Profiles

Submit Documents

Review Documents

Render Decision

FIG. 187

## ResoLogics Your E-Marketplace Dispute Management Site

### Dispute Management > E-Hub Dispute Management Profile

#### The eMarketplace Dispute Management Profile

As part of its terms and conditions for participation in its eCommerce site, eMarketplace requires that participants resolve their disputes through ResoLogics' dispute management system. (See Complete Terms and Conditions). Disputes are sent to varying dispute resolution pathways, or SmartPaths, based on several characteristics of the dispute and the relationship between the parties. These characteristics are as follows:

#### Size and complexity of the dispute

- A dispute in which no claim exceeds \$100,000 is considered a small dispute.
- A dispute in which the claims range between \$100,000 and \$1,000,000 is considered a medium dispute.
- A dispute in which the claim exceeds \$1,000,000 is considered a large dispute.
- (All claims are exclusive of interest and in US Dollars.)

#### Nature of Damages

Disputes can have either claims with ongoing or accruing damages or claims with static damages (exclusive of interest).

#### Nature of the Dispute

Disputes can either be about business relationships (multiple transactions or a long-term contract) or a single transaction.

Using the above criteria and input provided by the parties once a dispute has arisen, different binding and/or non-binding processes are selected for inclusion in the SmartPath to resolution as follows:

FIG. 188

5035 ✓

DATE: 20406550

Home | FAQs | Help | Contact Us | Calendar | Site map

Dispute Management File a Claim Resolution Pathways My Disputes Neutrals Case Documents

**ResoLogics** Your E-Marketplace Dispute Management Site

## Dispute Management > Create E-Hub Dispute Management Profile

### Dispute Management Profile for eMarketPlace

As part of its terms and conditions for participation in its eCommerce site, eMarketplace requires that participants resolve their disputes through ResoLogics' dispute management system. Disputes are sent to varying dispute resolution pathways, or SmartPaths, based on several characteristics of the dispute and the relationship between the parties.

#### Establish your e-Hub Dispute Management Profile below:

Indicate how you define the size and complexity of your disputes, and whether a binding step is needed.

Small Value/Complexity:	-- Select One --	<input checked="" type="checkbox"/> Binding Step Needed <input type="checkbox"/> Non-Binding Step Needed
Medium Value/Complexity:	-- Select One --	<input checked="" type="checkbox"/> Binding Step Needed <input type="checkbox"/> Non-Binding Step Needed
High Value/Complexity:	-- Select One --	<input checked="" type="checkbox"/> Binding Step Needed <input type="checkbox"/> Non-Binding Step Needed

Cancel

Submit

FIG. 189

5040  
3040500

# E-Hub Reports > Report Request

Range of Claim

From: \$  To: \$

Closing Date Range

From:  To:

(MM/DD/YYYY) (MM/DD/YYYY)

Nature of Dispute (Check all that apply):

- ☐ Items did not arrive
- ☐ Items arrived late
- ☐ Items did not meet specifications
- ☐ Incorrect items received
- ☐ Partial shipment received
- ☐ Over-shipment received
- ☐ Items delivered to incorrect location
- ☐ Sequence of delivery incorrect (JIT)
- ☐ Seller cancelled contract
- ☐ Billing/Invoicing Incorrect
- ☐ All of the Above

Type of Resolution Path:

Resolution Process:

Case Closed as:

Sort By:

Cancel Submit

FIG. 190

E-Hub Reports - Report Request

Closed Case Report: eMarketplace - April 2001

Date Closed	Claim Size	Nature of Dispute	Resolution Path	Resolution Process	Closing Type	Time to Conclusion
04/01/2001	\$40,578	Incomplete Delivery	RTP Med, DOA	DOA	Awarded	68 days
04/04/2001	\$508,789	Other	RTP Med, RTP Arb	RTP Med	Settled	44 days
04/04/2001	\$9,678	Late Delivery	DOA	DOA	Awarded	44 days
04/05/2001	\$1,009,800	Refused Shipment	OCM, RTP Arb	OCM	Settled	8 days
04/12/2001	\$104,998	Items Damaged	RTP Med	RTP Med	Impasse	36 days
04/14/2001	\$29,688	Late Delivery	DOA	DOA	Awarded	22 days
04/17/2001	\$19,811	Late Delivery	DOA	DOA	Withdrawn	2 days
04/17/2001	\$442,791	Overshipment	RTP Med, RTP Arb	RTP Arb	Awarded	197 days
04/24/2001	\$18,789	Other	DOA	DOA	Awarded	24 days
04/26/2001	\$334,991	Incorrect Del Seq (JIT)	OCM, RTP Arb	OCM	Settled	16 days
04/27/2001	\$1,998	Late Payment	DOA	DOA	Awarded	27 days
04/29/2001	\$84,208	Incorrect Items Rec'd	RTP Med, DOA	RTP Med	Settled	39 days

Total Cases Closed: 12

Print

Close

Demo  
Next >>

FIG. 191

5050

TOP of 240650

## ResoLogics Your E-Marketplace Dispute Management Site

Welcome to ResoLogics

Username:

Password:

☐ E-Hub  
☒ Trading Partner  
☐ Neutral

5052

Reset

Log On

5054

Demo  
Next >>

FIG. 192

## Filing a Claim > About My Dispute (Filter 1)

You have indicated that you are having difficulty with a transaction or business relationship that originated on eMarketplace. So that we are able to best direct your inquiry, please provide answers below:

1. If this is a **Technical Problem**, indicate what it is related to:

2. If this is a **problem with a third-party service provider** (not a trading partner on the e-Hub), indicate what it is with:

3. Is this a problem that arises from a **Non-eMarketplace transaction/relationship**? ☐ Yes ☒ No

4. Is this a problem with a **Trading Partner** in the exchange? ☐ Yes ☒ No

Cancel

Continue

Please feel free to contact a ResoLogics representative at [cra@resologics.com](mailto:cra@resologics.com) or 1-800-987-6543 if you need any of these questions clarified or if your problem is not covered by these questions.

FIG. 193

# ResoLogics® Your E-Marketplace Dispute Management Site

## Filing a Claim > About My Dispute (Filter 2)

Please answer the following questions to help us determine the most appropriate mechanism to help you resolve your dispute.

- 1. Identify the **Opposing Trading Partner:**
- 2. Identify the **Nature of your Claim:**
  - If Buyer:
  - If Seller:



3. Please provide the **Amount of Money you are Seeking as Relief:**

4. Have you exhausted the opposing party's internal dispute management resources?

☒ Yes ☐ No ☐ Don't Know

**Note:** Complete the information carefully and accurately, for your answers will possibly limit the scope of this dispute and any recovery to which you may be entitled.

FIG. 194



- About ResoLogics
- E-Hub Partners
- Joining ResoLogics
- Dispute Management
- Resolution Paths
- Calendar
- Fee Schedule
- News & Events
- Reports
- Rules & Procedures
- Code of Ethics
- Terms & Conditions

Demo  
Next >>





Your E-Marketplace Dispute Management Site

[About ResoLogics](#)[E-Hub Partners](#)[Joining ResoLogics](#)[Dispute Management](#)[Resolution Paths](#)[Calendar](#)[Fee Schedule](#)[News & Events](#)[Reports](#)[Rules & Procedures](#)[Code of Ethics](#)[Terms & Conditions](#)[Demo  
Next >>](#)

## Filing a Claim > About My Dispute (Filter 2)

Please answer the following questions to help us determine the most appropriate mechanism to help you resolve your dispute.

5. Is this dispute **specific to one transaction** or does it **arise from the general business relationship**?

☒ One Transaction   ☐ General Business Relationship

6. Are the **damages ongoing**? If so, at what rate?

☒ Yes   ☐ No Rate:

7. Does the dispute arise out of a **long-term contract** or a **one-time purchase**?

☒ Long term   ☐ One-time

8. Please provide any **additional information** that will assist us in evaluating the nature of this dispute:

[Cancel](#)[Continue](#)

**Note:** Complete the information carefully and accurately, for your answers will possibly limit the scope of this dispute and any recovery to which you may be entitled.

FIG. 195

## ResoLogics® Your E-Marketplace Dispute Management Site

### Resolution Paths > A Resolution Path is Chosen

Based on the Dispute Management Profile established by your eMarketPlace, and the dispute information that the parties provided, your case will be assigned a resolution path. ResoLogics will determine the appropriate path based on the size, complexity and nature of your dispute, that there may be two phases to resolving your dispute. Two example paths include:

- SmartPath 3: On Call Mediation + Refer to Partner Arbitration
- SmartPath 5: Documents Only Arbitration

FIG. 196

**ResoLogics** Your E-Marketplace Dispute Management Site

About ResoLogics  
E-Hub Partners

Joining ResoLogics  
Dispute Management  
Resolution Paths  
Calendar

Fee Schedule  
News & Events  
Reports

Rules & Procedures  
Code of Ethics  
Terms & Conditions

Demo  
Next >>

**Resolution Path > SmartPath 3: On Call Mediation + Refer to Partner**

Based on the Dispute Management Profile established by your eMarketPlace, and the dispute information that the parties provided, your case (#20040) has been assigned to **SmartPath 3: On Call Mediation (OCM) + Refer to Partner Arbitration (RTP)**.

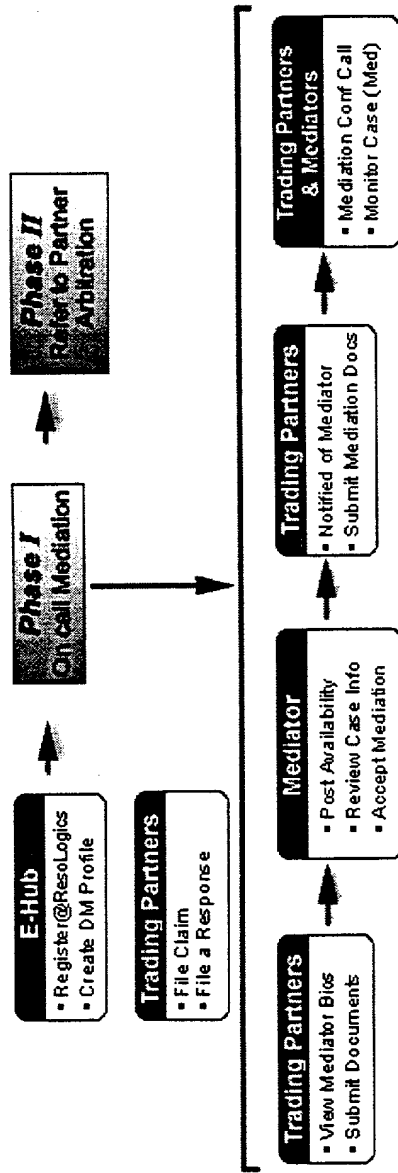
**Why SmartPath 3?** ResoLogics has determined, based on the size, complexity and nature of your dispute, that there may be two phases to resolving your dispute. During Phase I, the parties will attempt to resolve the dispute through On Call Mediation. If after Phase I a resolution cannot be reached through OCM, the case will move to Phase II, and will be Referred to a ResoLogics Partner (RTP) for resolution.

You may view the events and tasks associated with phases that comprise SmartPath3 below:

**SmartPath 3: Phase I - On Call Mediation**

Case Resolution Advocates				
Accept Case	Monitor Case	Assign Mediator	Notify Parties	Schedule Mediation Follow Up

FIG. 197



SmartPath 3: Phase II - Refer to Partner Arbitration

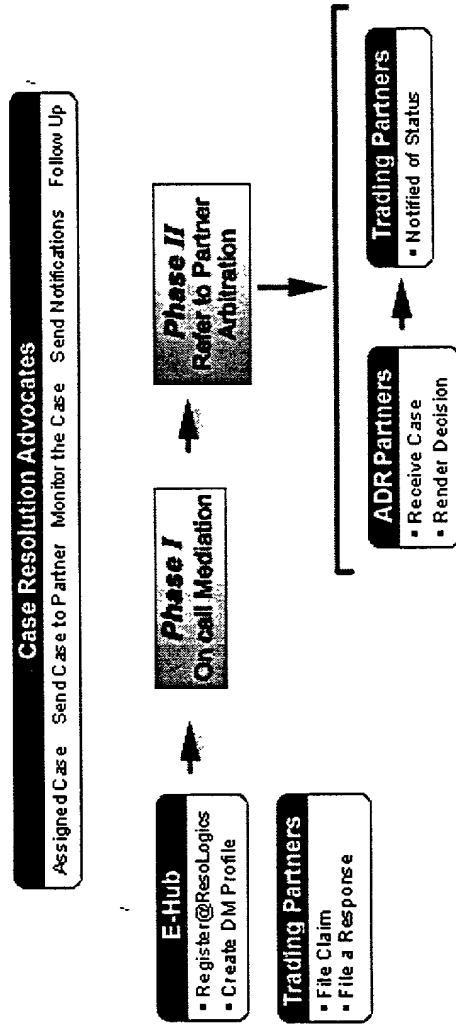


FIG. 198

5060

TOPT 20060600

AAA Calendar

AAA Calendar

January 29 - February 02

S	M	T	W	T	F	S
31	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31	1	2	3
4	5	6	7	8	9	10

☒ TaskPad  
Click here to a...

There are no items to show in this view.

Mon, Jan 29	Tue, Jan 30	Wed, Jan 31	Thu, Feb 01	Fri, Feb 02
8:00 Vincent Young (Avail. Mediator)				
9:00 Vincent Young (Avail. Mediator)		Vincent Young (Avail. Mediator)		
10:00 Rocco Maffei (Avail. Mediator)			Vincent Young (Avail. Mediator)	
11:00 Rocco Maffei (Avail. Mediator)				Randall Duke (Avail. Mediator)
12:00 Rocco Maffei (Avail. Mediator)				Paul Nicolai (Avail. Mediator)
1:00 Rocco Maffei (Avail. Mediator)		Paul Nicolai (Avail. Mediator)		
2:00 Rocco Maffei (Avail. Mediator)		Rocco Maffei (Avail. Mediator)	David Love (Avail. Mediator)	
3:00 Rocco Maffei (Avail. Mediator)				Rocco Maffei (Avail. Mediator)
4:00 Randall Duke (Avail. Mediator)				
5:00 Randall Duke (Avail. Mediator)				

15 Items

Demo  
Next >>

**Trading Partners**  
• View Mediator Bios  
• Submit Documents

**Mediator**  
• Post Availability  
• Review Case Info  
• Accept Mediation

**Trading Partners**  
• Notified of Mediator  
• Submit Mediation Docs

**Trading Partners & Mediators**  
• Mediation Conf Call  
• Monitor Case (Med)

SmartPath 3: Phase II - Refer to Partner Arbitration

FIG. 199

Mediator Biographies

MEDIATOR BIO

DAVID LOVE

David Love, C.P.A., J.D.

Profession

Attorney, Certified Public Account, Business Consultant, Arbitrator, Mediator

Work History

Independent Attorney/CPA/Business Consultant/Arbitrator, 1997-present; Principal, Tofias Fleishman Shapiro & Co., P.C. and self-employed Attorney/Certified Public Accountant, 1990-97; Managing Partner/Partner, Boston Office, Laventhol & Horwath (and predecessor firms), 1960-90; Tax Department, Ernst & Ernst, 1959-60.

Experience

As a part-time neutral, equally experienced in arbitration and mediation. Primarily handles commercial cases involving business freeze-outs, dissolutions and break-ups, business valuations, contract disputes, real estate disputes, employment disputes, accounting and auditing matters, insurance disputes and many other commercial matters. As a business and financial advisor, managed a large accounting firm office and negotiated mergers and buy-outs.

Education

University of Pennsylvania (BS-1956); Harvard University (JD-1959).

Print Bio

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Demo  
Next >>

# ResoLogics® Your E-Marketplace Dispute Management Site

## Resolution Path > SmartPath 5: Documents Only Arbitration

Based on the Dispute Management Profile established by your eMarketPlace, and the dispute information that the parties provided, your case (#19739) has been assigned to **SmartPath 5: Documents Only Arbitration**.

**Why SmartPath 5?** ResoLogics has determined, based on the size, complexity and nature of your dispute, that your case may be handled by Documents Only Arbitration alone.

You may view the events and tasks associated with Documents Only Arbitration below:

### Smart Path 5: Documents Only Arbitration

Case Resolution Advocates

Monitor the Case    Send Notifications

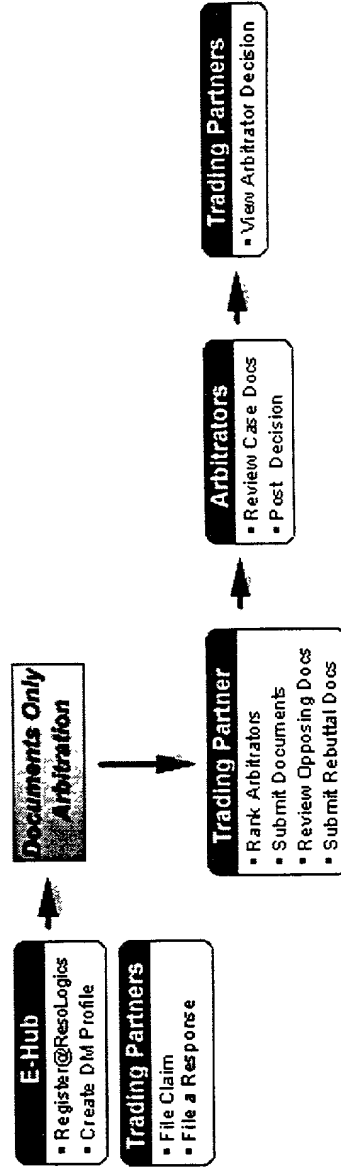


FIG. 201

- About ResoLogics
- E-Hub Partners
- Joining ResoLogics
- Dispute Management
- Resolution Paths
- Calendar
- Fee Schedule
- News & Events
- Reports
- Rules & Procedures
- Code of Ethics
- Terms & Conditions

Demo  
 Next >>

About ResoLogics

E-Hub Partners

Joining ResoLogics

Dispute Management

Resolution Paths

Calendar

Fee Schedule

News & Events

Reports

Rules & Procedures

Code of Ethics

Terms & Conditions

Demo  
Next >>

## Documents Only Arbitration > Ranking Arbitrators

To begin **Documents Only Arbitration**, both Claimant and Respondent first need to rank order their desired Arbitrator. The arbitrator that is ranked the highest by both Claimant and Respondent will then be assigned to the case. You will be notified by email of the Arbitrator assigned to your case.

### Rank Order Your Desired Arbitrator

View Arbitrator Biographies by clicking on their name below. Then assign a ranking (from 1 to 10) to each Arbitrator – with 1 being the most desirable and 10 being the least desirable. Once you have assigned rankings, click on the Submit Ranking button.

Ranking	Arbitrator Name
<input type="text"/>	William E. Beringer, Attorney Vice President and General Counsel of Siemens Energy & Automation
<input type="text"/>	Richard E. Cherin, Attorney Partner, Gibbons, Del Deo, Dolan, Griffinger & Vecchione
<input type="text"/>	Robert A. Hudson, Attorney Berry Moorman, P.C.
<input type="text"/>	Edward V. Lahey Jr., General Counsel Essex Boat Works, Inc.
<input type="text"/>	Elizabeth Lang-Miers, Attorney - Corporate Litigation Partner, Locke Liddell & Sapp LLP
<input type="text"/>	Alan R. Miller, Attorney President of Alan R. Miller, P.C.
<input type="text"/>	Lawrence V. Robertson Jr., Attorney, Arbitrator, Mediator President, ADR Resources, Inc.
<input type="text"/>	A. Bruce Schimberg, Attorney, Arbitrator, Mediator Sidley & Austin - Retired Partner

FIG. 202



Ranking Arbitrators – Arbitrator Biographies

BIO

EDWARD V. LAHEY, JR.

**Current Employer-Title**

Essex Boat Works, Inc., General Counsel

**Profession**

Attorney - Corporate, International, Antitrust, Securities

**Work History**

General Counsel, Essex Boat Works, 1998-present; Senior Vice President/General Counsel/Secretary/Vice President/Assistant General Counsel/Attorney, PepsiCo, Inc., 1965-1998; Attorney, Hester, Owen & Crowder, 1964-65.

**Experience**

Previously engaged in Corporation, International, Antitrust and Securities Law for a major beverage corporation. As General Counsel for 25 years, responsible for overall management of legal department comprised of over 150 lawyers and support professionals worldwide. Legal work encompassed full array of matters including acquisitions/divestitures, joint ventures, international transactions, and litigations. Securities (30%); all on behalf of issuers (PepsiCo, Inc.). As Secretary of PepsiCo, Inc. for 27 years, responsible for participation in all Board meetings, recording of minutes and corporate governance.

**Alternative Dispute Resolution Experience**

Arbitrator for securities arbitration involving Prudential-Bache, 1991; co-chair, AAA National Mediation Committee, 1995-96; Member, Large Complex Case Panel and Mass Torts Panel, AAA

**Education**

Holy Cross College (BA-1960); Georgetown University (JD-1964).

Print Bio

Close

Demo  
Next >>

FIG. 203



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✓  
T D F 20405560

ResoLogics Your E-Marketplace Dispute Management Site

Documents Only Arbitration > Document Submission Schedule

Case #19739 - Notification of Arbitrator

Please be advised that **Edward V. Lahey** has been appointed to decide the above-captioned dispute. You may review the arbitrator's biography at the ResoLogics web site by clicking on **Edward V. Lahey Biography**.

The document submission schedule for this dispute is as follows:

Initial briefs:	(July 16, 2001, 5pm EST)
Reply briefs:	(July 23, 2001, 5pm EST)
Award due from arbitrator:	(July 30, 2001 5pm EST)

The initial briefs may be no longer than 6000 words (not including attachments); reply briefs should be no longer than 3000 words (not including attachments). All documents should be submitted in either Microsoft Word or Adobe Acrobat format to Case Documents on the ResoLogics site.

You may also review the opposing party's filings at this site, within Case Documents.

If you have paper documents that cannot be submitted electronically, please send them to the opposing party and to the arbitrator at:

Edward V. Lahey  
Case # 19739  
3 Callaway Pond Road  
Richmond, NY 12345

Note that any paper documentation must be received by the deadline for the submission of materials.

FIG. 205



5075

FOR THE 204056

My Disputes > Claimant Case List Summary - R Jones

Case #	E-Hub	Date Created	Type	Status	Description	Res Path	Claim/Resp	Neutral
19652	Emkt	01Jul2001	DOA	Active	Partial Shipment	Path Description	Claim/Resp	Neutral
19658	Emkt	19May2001	DOA	Active	Item Damaged	Path Description	Claim/Resp	Neutral
19739	Emkt	04Jun2001	DOA	Active	Item Late	Path Description	Claim/Resp	Neutral

5076



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[Joining ResoLogics](#)  
[Dispute Management](#)  
[Resolution Paths](#)  
[Calendar](#)  
[Fee Schedule](#)  
[News & Events](#)  
[Reports](#)  
[Rules & Procedures](#)  
[Code of Ethics](#)  
[Terms & Conditions](#)

[Demo](#)  
[Next >>](#)

FIG. 206

5080

THE E-Marketplace

Home | FAQs | Help | Contact Us | Calendar | Site map

Dispute Management | File a Claim | Resolution Pathways | My Disputes | Neutrals | Case Documents

# ResoLogics® Your E-Marketplace Dispute Management Site

## My Disputes > Claimant Case Details - R Jones

Prev < Case # 19739 > Next

**E-Hub:** EMarketPlace      **Date Created:** 01Jul2001      **Dispute Type:** DOA  
**Claimant:** CompanyX      **Respondent:** CompanyY      **Resolution Path:** Path  
**Mediator:** Arbitrator: E Lahey

**Description:** Items did not arrive. \$20,000 Claim Long Description

Task #	Task	Comment	Status	Target Date	Revised	Completed
--------	------	---------	--------	-------------	---------	-----------

	File Claim	Comment	Complete			01Jul2001
--	------------	---------	----------	--	--	-----------

- D1.6 Rank Arbitrators
- D1.10 Notif of Arb Assigned
- D1.12 Notif to Submit Docs
- D2.1 Doc Submit Deadline
- Notif to Review Avail Docs
- D2.3 Notif to Submit Rebuttal
- D2.4 Rebuttal Submit Deadline
- D2.7 Arb Decision Deadline
- D2.10 Notif to View Decision
- D2.12 Case Closed

FIG. 207

- About ResoLogics
- E-Hub Partner
- Joining ResoLogics
- Dispute Resolution
- Resolution Process
- Calendar
- Fee Schedule
- News & Events
- Reports
- Rules & Procedures
- Code of Ethics
- Terms & Conditions

[Home](#)
[LEADS](#)
[Help](#)
[Contact Us](#)
[Calendar](#)
[Site Map](#)

[File](#)
[Edit](#)
[View](#)
[Insert](#)
[Format](#)
[Tools](#)
[Actions](#)
[Help](#)

**Case #19739: Parties' Filings Avail for Review**

**Mr. Lahey,**

The proceedings have been closed in the above-captioned matter, and the parties' filings are available for your review at the ResoLogics web site ([www.ResoLogics.com](http://www.ResoLogics.com)).

Your decision is due no later than July 30, 2001 at 5pm EST. Please post your decision to [Case Documents](#) within the ResoLogics site.

Should you need additional information, please review our [Frequently Asked Questions \(FAQs\)](#) or contact the ResoLogics Case Resolution Advocate, indicated below.

Very Truly Yours,

Wanda Worthington  
[wanda@resologics.com](mailto:wanda@resologics.com)  
 800-978-6543

D2.12 Case Closed

FIG. 208

5090  
FIG. 209

# ResoLogics® Your E-Marketplace Dispute Management Site

## Case Documents > Submit Case Documents • Retrieve Case Documents

You can submit your online case documents and retrieve documents that have been submitted from the opposing party or parties. This includes initial briefs, exhibits, replies and Mediator/Arbitrator decisions. The initial briefs may be no longer than 6000 words (not including attachments); reply briefs should be no longer than 3000 words (not including attachments). (Note: Documents must be submitted in Microsoft Word or PDF format only. For other document types, see below.)

### Submit Documents

To Submit a Document, type in a path or hit the Browse button. then hit the Submit Document button to add to the list.

Browse...

Add to List

### Document(s) to Submit:

Submit

**Note:** Documents must be submitted in Microsoft Word or PDF format only. If you have paper documents that cannot be submitted electronically in this format, please send them to opposing party and to ResoLogics at:

FIG. 209

5092

# ResoLogics® Your E-Marketplace Dispute Management Site

## Case Documents > Submit Case Documents • Retrieve Case Documents

### Retrieve Case Documents

From this page, you can retrieve documents that have been submitted from the opposing party or parties and the neutral (mediator or arbitrator) assigned to your case. Documents include preliminary case documents, exhibits, case notes, rebuttals and any decisions rendered and posted to the site.

Case Document	Phase	Submitted By	Role	Date
	Initial Brief	R Jones	Claimant	04Jul2001
	Exhibit A	R Jones	Claimant	
	Reply Brief	R Jones	Claimant	
	Initial Brief Doc 1	K Smith	Respondent	04Jul2001
	Initial Brief Doc 2	K Smith	Respondent	
	Reply Brief	K Smith	Respondent	
	Arbitrator Decision	E Lahey	Arbitrator	

5102

FIG. 210



## ResoLogics

### Documents Only Arbitration

In the Matter of the Arbitration between  
Intercon MediaSystems International - and - NuSteel Wire and Cable, Inc. (Case #17939)

#### Award of the Arbitrator

I, the undersigned arbitrator, having reviewed the parties' filings in the above captioned dispute, such dispute having arisen from transaction #56-7888-01 on the *eMarketplace* eCommerce site and being governed by the dispute management provisions of that site, do hereby award as follows:

400 spools of grade 3 media cable on or before June 1, 2001;  
400 spools of grade 3 media cable on or before July 1, 2001; and  
800 spools of grade 3 media cable on or before August 1, 2001.

The Respondent at its sole option may accelerate this delivery schedule.

The Claimant shall pay to the Respondent \$1,450 (US Dollars) per spool of cable, such payment to be made no later than ten calendar days after each actual delivery.

This award is in full and final settlement of all claims and/or counterclaims submitted to this arbitration.

Edward Lahey

Arbitrator

February 3, 2001

Print

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Demo  
Next >>

FIG. 211